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# Office of Health Planning



GEORGIA DEPARTMENT  
OF COMMUNITY HEALTH

## ***CERTIFICATE OF NEED***

# Tracking And Appeals Report

***June 1, 2022 – June 7, 2022***

Georgia Department of Community Health  
Office of Health Planning  
2 Peachtree Street  
5th Floor  
Atlanta, Georgia 30303-3159

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[www.dch.georgia.gov](http://www.dch.georgia.gov)

**IMPORTANT NOTICES**

## Letters of Intent

### **LOI2022031 Shepherd Center, Inc.**

Construction of Outpatient Services Building

**Received: 5/18/2022**

**Application must be submitted on: 6/17/2022**

**Site:** 2020 Peachtree Road, NW, Atlanta, GA 30309 (Fulton County)

**Estimated Cost:** \$195,000,000

### **LOI2022032 Pro Radiology, LLC d/b/a American Health Imaging Buckhead**

Replacement of LNR CT Scanner

**Received: 5/20/2022**

**Application must be submitted on: 6/21/2022**

**Site:** 60 Peachtree Park Drive, NE, Suite 100, Atlanta, GA 30309 (Fulton County)

**Estimated Cost:** \$400,000

### **LOI2022033 Northeast Georgia Medical Center, Inc.**

Add Inpatient Acute Care Beds and Expand Emergency Department at NGMC-South Hall Campus

**Received: 5/25/2022**

**Application must be submitted on: 6/24/2022**

**Site:** 1400 River Place, Braselton, GA 30517 (Hall County)

**Estimated Cost:** \$500,000,000

## Letters of Intent – Batching

none

## Expired Letters of Intent

### **LOI2022013 Eagles Wings Healthcare Services LLC**

Establish Home Health Service - Batching

**Received: 4/27/2022**

**Application must be submitted on: 5/27/2022**

**Site:** 2540 Turtle Terrace, Grayson, GA 30017 (Gwinnett County)

**Estimated Cost:** \$600,000

### **LOI2022014 Kenkwo Healthcare d/b/a Kenkwo Homecare**

Establish Home Health Service - Batching

**Received: 4/27/2022**

**Application must be submitted on: 5/27/2022**

**Site:** 5755 North Point Pkwy, Suite 59, Alpharetta, GA 30022 (Fulton County)

**Estimated Cost:** \$50,000

### **LOI2022016 Premier Life Home Health Care, LLC**

Establish Home Health Agency - Batching

**Received: 4/27/2022**

**Application must be submitted on: 5/27/2022**

**Site:** 225 Misty Grove Drive, Loganville, GA 30052 (Gwinnett County)

**Estimated Cost:** \$50,000

### **LOI2022018 AMOR Home Health Care**

Establish Home Health Agency - Batching

**Received: 4/27/2022**

**Application must be submitted on: 5/27/2022**

**Site:** 490 Bradley Dr., Suite D, Fayetteville, GA 30214 (Fayette County)

**Estimated Cost:** \$200,500

### **LOI2022019 Angelic Prestige Home Healthcare, LLC**

Establish Home Health Agency - Batching

**Received: 4/27/2022**

**Application must be submitted on: 5/27/2022**

**Site:** 1521 Cedar Bluff Trail, Marietta, GA 30062 (Cobb County)

**Estimated Cost:** \$10,000

### **LOI2022020 Charlie James Johnson II d/b/a Charlie's Nursing Angels, LLC**

Establish Home Health Agency - Batching

**Received: 4/27/2022      Application must be submitted on: 5/27/2022**

**Site:** 2692 Harris Street, Suite #110, East Point, GA 30344 (Fulton County)

**Estimated Cost:** \$50

**LOI2022023 Fariba Rezaei**

Establish Home Health Agency - Batching

**Received: 4/27/2022      Application must be submitted on: 5/27/2022**

**Site:** 1318 Brookmere Way, Cumming, GA 30040 (Forsyth County)

**Estimated Cost:** \$15,000

**LOI2022024 Advanced Home Healthcare LLC d/b/a Advanced Home Healthcare**

Establish Home Health Agency in Fulton County - Batching

**Received: 4/27/2022      Application must be submitted on: 5/27/2022**

**Site:** 2282 Misty Brook Ct, Buford, GA 30519 (Gwinnett County)

**Estimated Cost:** \$90,000

**LOI2022025 Advanced Home Healthcare LLC d/b/a Advanced Home Healthcare**

Establish Home Health Agency in Gwinnett County - Batching

**Received: 4/27/2022      Application must be submitted on: 5/27/2022**

**Site:** 2282 Misty Brook Ct, Buford, GA 30519 (Gwinnett County)

**Estimated Cost:** \$115,000

**LOI2022026 Carren Woolery d/b/a Tender Hands Private Home Care**

Establish Home Health Agency - Batching

**Received: 4/27/2022      Application must be submitted on: 5/27/2022**

**Site:** 461 W. Crogan Street, Lawrenceville, GA 30046 (Gwinnett County)

**Estimated Cost:** \$350,000

**LOI2022027 At Home Atlanta LLC d/b/a At Home Atlanta**

Establish Home Health Agency - Batching

**Received: 4/27/2022      Application must be submitted on: 5/27/2022**

**Site:** 6067 Windsong Way, Stone Mountain, GA 30087 (DeKalb County)

**Estimated Cost:** \$500,000

## **Withdrawn CON Applications**

none

## **New CON Applications**

**2022-031 Emory University d/b/a Emory University Hospital**

Expand and Upgrade Facilities for Cardiothoracic and Vascular Service

**Filed: 5/31/2022**

**Site:** 1364 Clifton Road, Atlanta, GA 30322 (DeKalb County)

**Contact:** Catherine A. Maloney, FACHE, VP of Operations 404-712-5529

**Estimated Cost:** \$86,608,664

**2022-033 DeKalb Medical Center, Inc. d/b/a Emory Decatur Hospital**

Renovate Behavioral Health Services Building

**Filed: 6/3/2022**

**Site:** 2701 North Decatur Road, Decatur, GA 30033 (DeKalb County)

**Contact:** Jennifer Schuck, Interim CEO 404-501-4822

**Estimated Cost:** \$18,300,000

## **Pending Review/Incomplete Applications**

none

## Pending Review/Complete Applications

### **2022-001 Northside Hospital, Inc. d/b/a Northside Hospital Gwinnett**

Relocate Day Surgery Center and Establish Outpatient Imaging Suite

**Filed: 2/3/2022 Deemed Incomplete: 2/17/2022 Deemed Complete: 2/28/2022**

**60th Day Deadline: 4/28/2022**

**Decision Deadline: 6/27/2022**

**Site:** 1000 Medical Center Boulevard, Lawrenceville, GA 30046 (Gwinnett County)

**Contact:** Brian J. Toporek, Senior Planner 404-851-6821

**Estimated Cost:** \$69,773,321

### **2022-002 Piedmont Newnan Hospital, Inc. d/b/a Piedmont Newnan Hospital**

Construction of New Bed Tower and Addition of 50 Beds

**Filed: 2/4/2022 Deemed Complete: 2/18/2022**

**60th Day Deadline: 4/18/2022**

**Decision Deadline: 6/17/2022**

**Site:** 745 Poplar Road, Newnan, GA 30265 (Coweta County)

**Contact:** John Miles, CFO 770-400-1000

**Estimated Cost:** \$61,999,126

### **2022-003 Diagnostic Systems of Georgia, LLC d/b/a Coosa Diagnostic Center**

Replace CT and MRI Units

**Filed: 2/7/2022 Deemed Complete: 2/21/2022**

**60th Day Deadline: 4/21/2022**

**Decision Deadline: 6/20/2022**

**Site:** 16 Riverbend Drive, SW, Rome, GA 30161 (Floyd County)

**Contact:** Grayson Price, Vice President 706-433-4123

**Estimated Cost:** \$1,739,509

### **2022-004 American Health Imaging of Georgia, LLC d/b/a American Health Imaging of Brunswick**

Add Second MRI Unit to Brunswick Imaging Center

**Filed: 2/7/2022 Deemed Incomplete: 2/21/2022 Deemed Complete: 2/28/2022**

**60th Day Deadline: 4/28/2022**

**Decision Deadline: 6/27/2022**

**Site:** 1103 Fountain Lake Drive, Brunswick, GA 31525 (Glynn County)

**Contact:** Dan Balentine, Group President 404-296-5202

**Estimated Cost:** \$1,437,000

### **2022-005 Phoebe Putney Memorial Hospital, Inc.**

Emergency Department and Intensive Care Unit Building Expansion

**Filed: 2/14/2022 Deemed Incomplete: 2/28/2022 Deemed Complete: 3/8/2022**

**60th Day Deadline: 5/6/2022**

**Decision Deadline: 7/5/2022**

**Site:** 417 Third Avenue, Albany, GA (Dougherty County)

**Contact:** Lori Jenkins, Director, Strategy 229-312-1432

**Estimated Cost:** \$147,453,000

### **2022-006 Piedmont Newton Hospital, Inc. d/b/a Piedmont Newton Hospital**

Establish Mobile PET/CT Service - Batchng

**Filed: 2/25/2022 Deemed Complete: 2/25/2022**

**60th Day Deadline: 4/25/2022**

**Decision Deadline: 6/24/2022**

**Site:** 5126 Hospital Drive NE, Covington, GA 30014 (Newton County)

**Contact:** Justin Roberts, CFO 770-385-7950

**Estimated Cost:** \$27,300

### **2022-007 Northside Hospital, Inc. d/b/a Northside Hospital Forsyth**

Offer Mobile PET/CT Service at Northside/Gainesville Imaging - Batchng

**Filed: 2/25/2022 Deemed Complete: 2/25/2022**

**60th Day Deadline: 4/25/2022**

**Decision Deadline: 6/24/2022**

**Site:** 425 Broad Street SE, Gainesville, GA 30501 (Hall County)

**Contact:** William J. Brathwaite, Jr., Planning Analyst 404-845-5041

**Estimated Cost:** \$0

**2022-008 Northside Hospital, Inc. d/b/a Northside Hospital Forsyth**

Offer Mobile PET/CT Service at Northside/Sugar Hill Imaging - Batching

**Filed: 2/25/2022 Deemed Complete: 2/25/2022**

**60th Day Deadline: 4/25/2022**

**Decision Deadline: 6/24/2022**

**Site:** 4700 Nelson Brogdon Boulevard, Buford, GA 30518 (Gwinnett County)

**Contact:** William J. Brathwaite, Jr., Planning Analyst 404-845-5041

**Estimated Cost:** \$0

**2022-010 St. Francis Health, LLC d/b/a St. Francis - Emory Healthcare**

Cost Overrun for CON2020-018

**Filed: 3/17/2022 Deemed Complete: 3/31/2022 Deemed Complete: 4/7/2022**

**60th Day Deadline: 6/5/2022**

**Decision Deadline: 8/4/2022**

**Site:** 2122 Manchester Highway, Columbus, GA 31904 (Muscogee County)

**Contact:** Alan E. George, Chief Operating Officer 706-320-8387

**Estimated Cost:** \$3,228,451

**2022-011 American Health Imaging of Georgia, LLC d/b/a American Health Imaging Albany**

Add Second MRI Unit

**Filed: 3/21/2022 Deemed Incomplete: 4/4/2022 Deemed Complete: 5/3/2022**

**60th Day Deadline: 7/1/2022**

**Decision Deadline: 8/30/2022**

**Site:** 2624 Dawson Road, Albany, GA 31707 (Dougherty County)

**Contact:** Dan Balentine, Group President 404-296-5887

**Estimated Cost:** \$591,000

**2022-013 The Hospital Authority of Valdosta and Lowndes County, Georgia d/b/a South Georgia Medical Center – Berrien Campus**

Emergency Department Addition

**Filed: 4/14/2022 Deemed Complete: 4/28/2022**

**60th Day Deadline: 6/26/2022**

**Decision Deadline: 8/25/2022**

**Site:** 1221 East McPherson Avenue, Nashville 31639 (Berrien County)

**Contact:** Ronald E. Dean, President and CEO 229-259-4102

**Estimated Cost:** \$14,309,693

**2022-018 Royal Care Service, LLC**

Establish Home Health Agency - Batching

**Filed: 5/27/2022 Deemed Complete: 5/27/2022**

**60th Day Deadline: 7/25/2022**

**Decision Deadline: 9/23/2022**

**Site:** 1607 Barrington View, Stone Mountain, GA 30087 (DeKalb County)

**Contact:** Joy Moseri-Cooper, CEO 404-702-9821

**Estimated Cost:** \$4,650

**2022-022 Peachtree Home Health, LLC d/b/a BridgeWay Home Health**

Expand Home Health Service - Batching

**Filed: 5/27/2022 Deemed Complete: 5/27/2022**

**60th Day Deadline: 7/25/2022**

**Decision Deadline: 9/23/2022**

**Site:** 2135 Eastview Parkway, Suite 800, Conyers, GA 30013 (Rockdale County)

**Contact:** James Happ, President/CEO 615-365-4424

**Estimated Cost:** \$10,000

**2022-024 Five Points Healthcare of GA, LLC d/b/a Aveanna Home Health**

Expansion of Home Health Agency (Fulton, Cherokee Counties) - Batching

**Filed: 5/27/2022 Deemed Complete: 5/27/2022**

**60th Day Deadline: 7/25/2022**

**Decision Deadline: 9/23/2022**

**Site:** 2400 Lake Park Drive, Suite 160, Smyrna, GA 30080 (Cobb County)

**Contact:** Rob Radics, President, Home Health & Hospice 470-464-7454

**Estimated Cost:** \$42,000

**2022-025 Five Points Healthcare of GA, LLC d/b/a Aveanna Home Health**

Expansion of Home Health Agency (Clayton, Fayette, Henry, Rockdale Counties) - Batching

**Filed: 5/27/2022 Deemed Complete: 5/27/2022**

**60th Day Deadline: 7/25/2022**

**Decision Deadline: 9/23/2022**

**Site:** 2825 Breckinridge Blvd, Suite 160, Duluth, GA 30096 (Gwinnett County)

**Contact:** Rob Radics, President, Home Health & Hospice 470-464-7454

**Estimated Cost:** \$42,000

**2022-026 Piedmont Healthcare Encompass Health Rehabilitation Hospital of Athens, LLC**

Establish Inpatient Physical Rehabilitation Service - Batching

**Filed: 5/27/2022 Deemed Complete: 5/27/2022**

**60th Day Deadline: 7/25/2022**

**Decision Deadline: 9/23/2022**

**Site:** 1080 Norris Drive, Bogart, GA 30622 (Oconee County)

**Contact:** Christine Macewen, Executive Director, Corporate D 404-931-1483

**Estimated Cost:** \$50,128,601

**Recently Approved Applications**

none

**Recently Denied Applications**

none

**Appealed Determinations**

**DET2019-050 Kennestone Hospital, Inc. d/b/a WellStar Windy Hill ("WellStar Windy Hill")** Request for Letter of Determination received on 3/15/2019, regarding a determination that existing beds would revert back to short-stay beds upon relinquishment of its Medicare certification as a long-term care hospital.

**Agency Decision:** Denied on 8/21/2019.

**Appealed:** WellStar Windy Hill filed request for Administrative Appeal on 09/19/2019. Emory University d/b/a Emory University Hospital Smyrna and Saint Joseph's Hospital of Atlanta, Inc. d/b/a Emory Saint Joseph's Hospital (collectively "Emory") filed notice of intent to participate in and intervene in WellStar Windy Hill's administrative hearing, 9/19/2019.

**Hearing Officer:** Dr. L. Lynn Hogue

**Hearing Date:** N/A

**Hearing Decision:** Hearing Officer denied WellStar Windy Hill's Motion for Summary Adjudication and affirmed the Department's 8/21/2019 determination, 10/2/2020. WellStar Windy Hill requests Commissioner Review, 11/2/2020.

**Commissioner Review Decision:** Affirmed Hearing Officer's 10/2/2020 decision to deny WellStar Windy Hill's Motion for Summary Adjudication, 12/1/2020. WellStar Windy Hill filed Petition for Judicial Review, 12/31/2020.

**Superior Court of Cobb County:** Court grants Windy Hill's Petition for Judicial Review and reverses Final Order of the Department, 5/24/21. Emory files Application for Discretionary Appeal in the Court of Appeals of Georgia, 6/21/2021. Department files application for Discretionary Appeal in the Court of Appeals of Georgia, 6/23/2021.

**Court of Appeals:** Grants Department's Application for Discretionary Appeal, 7/15/2021.

**DET2020-113 Adventist Health System Georgia, Inc. d/b/a AdventHealth Gordon ("AdventHealth")** Request for Letter of Determination received on 5/13/2020, regarding the performance of therapeutic cardiac catheterization procedures.

**Agency Decision:** Approved on 7/15/2020

**Appealed:** Hamilton Medical Center, Inc. ("Hamilton") filed Request for Administrative Appeal on 8/13/2020.

**Hearing Officer:** Dr. L. Lynn Hogue

**Hearing Date:** N/A

**Hearing Decision:** Hearing Officer denied Hamilton's Request for Administrative Appeal; granted AdventHealth's Motion for Summary Adjudication; affirmed the Department's 7/15/2020 determination, 12/10/2020. Hamilton filed a Request for Commissioner Review 1/11/2021.

**Commissioner Review Decision:** Affirms the December 10, 2020 decision of the Hearing Officer denying Hamilton's Request for Appeal, granting Adventist's Motion for Summary Adjudication and affirming the Department's determination letter approving Adventist's request to offer therapeutic cardiac catheterization services, 2/8/2021. Hamilton files Petition for Judicial Review, 3/10/21.

**Superior Court of Whitfield County:** Denies Hamilton's Petition for Judicial Review, 11/22/2021. Hamilton files Application for Discretionary Appeal in the Georgia Court of Appeals, 12/31/2021.

**Court of Appeals:** Dismisses Hamilton's Application for Discretionary Appeal, 1/21/2022.

**DET-EQT2020-052 The Multiple Sclerosis Center of Georgia, Inc.** Request for Letter of Determination received on 8/24/2020, regarding the acquisition of a GE Healthcare HDXT MRI with a CXK4 magnet.

**Agency Decision:** Denied on 12/16/2020

**Appealed:** The Multiple Sclerosis Center of Georgia ("MSCG") files Request for Administrative Appeal Hearing on 1/14/2021.

**Hearing Officer:** Dr. L. Lynn Hogue

**Hearing Date:** Pending

**Hearing Decision:** Hearing Officer dismisses appeal, 4/11/2022.

**DET-EQT2020-070 AU Medical Associates, Inc.** Request for Letter of Determination received on 9/30/2020, regarding the acquisition of a mobile 2005 GE 1.5T Signa Excite MRI.

**Agency Decision:** Denied on 12/28/2020. Remand decision denying request issued, 10/22/2021.

**Appealed:** AU Medical Associates, Inc. ("AUMA") files Request for Administrative Appeal Hearing on 1/25/2021.

**Hearing Officer:** Dr. L. Lynn Hogue

**Hearing Date:** Pending

**Hearing Decision:** Hearing Officer denies Motions for Summary Adjudication by both AUMA and the Department and remands the matter for reconsideration, 8/23/2021. AUMA files further appeal of Hearing Officer's 8/23/2021 Order on Remand, 11/18/2021.

**DET2021-090 Adventist Health System Georgia, Inc. d/b/a AdventHealth Gordon** Request for Letter of Determination received on 5/10/2021, regarding the offering of therapeutic cardiac catheterization procedures.

**Agency Decision:** Approved on 7/14/2021

**Appealed:** Hamilton Medical Center, Inc. ("Hamilton") files Request for Administrative Appeal on 8/11/2021.

**Hearing Officer:** Melvin M. Goldstein, Esq.

**Hearing Date:** 2/21/2022, 9:00 A.M.; 2/23/2022, 9:00 A.M.; 3/4/2022, 9:00 A.M.; 3/11/2022, 11:00 A.M. / Remote Video Conference

**Hearing Decision:** Hearing Officer affirms the determination of the Department, 5/13/2022.

**DET2021-109 Burke County Hospital Authority d/b/a Burke Medical Center** Request for Letter of Determination received on 5/14/2021, regarding the offering of therapeutic cardiac catheterization procedures.

**Agency Decision:** Approved on 7/14/2021

**Appealed:** East Georgia Regional Medical Center, LLC ("East Georgia") files Request for Administrative Appeal on 8/10/2021.

**Hearing Officer:** Melvin M. Goldstein, Esq.

**Hearing Date:** 1/10-14/2022, 10:00 A.M. / Remote Video Conference

**Hearing Decision:** Hearing Officer affirms the determination of the Department, 4/14/2022.

**DET-EQT2021-103 Bone and Joint Institute of South Georgia, P.C.** Request for Letter of Determination received on 12/28/2021, regarding the acquisition of a 2021 VELYS Dupuy Robotic-Assisted Solution Equipment.

**Agency Decision:** Approved on 4/11/2022

**Appealed:** Bone and Joint Institute of South Georgia, P.C. d/b/a Bone and Joint Institute of South Georgia (the "Medical Practice") and Surgery Center of BJI, LLC d/b/a Surgery Center of BJI (the "Surgery Center") file Request for

Administrative Appeal on 5/6/2022.

**Hearing Officer:** Melvin M. Goldstein, Esq.

**Hearing Date:** Pending

**DET-EQT2022-009 AICA Clinics-Macon, P.C.** Request for Letter of Determination received on 1/25/2022, regarding the acquisition of a GE 1.5T Excite HD MRI and a GE Brightspeed 16 Elite CT Scanner.

**Agency Decision:** Denied on 4/25/2022

**Appealed:** AICA Clinics – Macon, P.C. ("AICA-Macon") files Request for Administrative Appeal on 5/24/2022.

**Hearing Officer:** Pending

**Hearing Date:** Pending

**DET-EQT2022-010 Medlink Georgia** Request for Letter of Determination received on 1/27/2022, regarding the acquisition of a Siemens 1.5T Magnetom Espree 8-Channel TIM MRI and a GE Lightspeed 16 16-Slice CT Scanner.

**Agency Decision:** Denied on 4/28/2022

**Appealed:** Medlink Georgia, Inc. ("Medlink") files Request for Administrative Appeal on 5/31/2022.

**Hearing Officer:** Pending

**Hearing Date:** Pending

## Appealed LNRs

none

## Appealed CON Projects

**2018-072 Braselton ASC, LLC (Hall)**

**2018-073 Braselton Surgical Specialist Center, LLC ("BSSC") (Hall)**

2018-072 Establish Multi-Specialty Freestanding ASC with Four ORs and Two Procedure Rooms

2018-073 Establish Multi-Specialty Freestanding ASC with Three ORs and One Procedure Room

**Agency Decision:** GA2018072 - Approved, 3/25/2019 GA2018073 - Denied, 3/25/2019.

**Appealed by:** Braselton Surgical Specialist Center, LLC ("BSSC"), 4/24/2019;

Piedmont Athens Regional Medical Center, Inc. d/b/a Piedmont Athens Regional Medical Center ("Piedmont Athens"), 4/24/2019; Northside Hospital, Inc. d/b/a Northside Hospital Cherokee ("NHC"), 4/24/2019; Northside Hospital, Inc. d/b/a Northside Alpharetta Surgery Center ("NASC"), 4/24/2019. Piedmont Athens withdrew its Appeal of GA2018-072 on 11/7/19.

**Request to Intervene in 2018-072:** Braselton ASC, LLC ("Braselton ASC"), 4/24/2019.

**2018-073 denial:** Braselton Surgical Specialist Center, LLC ("BSSC") appeals the denial of their application, 2018073, 4/24/2019;

**Requests to Intervene in 2018-073:** Northeast Georgia Medical Center, Inc. d/b/a Northeast Georgia Medical Center - Main Campus ("NGMC-Main Campus"), 4/24/2019; Braselton ASC, LLC ("Braselton ASC"), 4/24/2019; Northeast Georgia Medical Center, Inc. d/b/a Northeast Georgia Medical Center-South Hall Campus ("NGMC-South Hall Campus"), 4/24/2019; NGMC Barrow, LLC d/b/a Northeast Georgia Medical Center-Barrow ("NGMC-Barrow"), 4/24/2019; Piedmont Athens Regional Medical Center, Inc. d/b/a Piedmont Athens Regional Medical Center ("Piedmont Athens"), 4/24/2019. Piedmont Athens withdrew Request to Intervene 11/7/19.

**Hearing Officer:** Melvin M. Goldstein, Esq.

**Hearing Date:** 6/16-18-2021, 9:00 A.M. / Remote Video Conference

**Hearing Decision:** Hearing Officer affirms Department's decision to grant a CON to Braselton ASC and reverses Department's decision to deny BSSC's application, ordering the Department to issue a CON to both projects, 10/22/2021. Braselton ASC, NGMC-South Hall Campus, NGMC-Main Campus, and NGMC Barrow file for Commissioner Review, 11/22/2021.

**Commissioner Review Decision:** Affirms Hearing Officer's 10/22/2021 decision to issue a CON to both projects, 12/22/2021. Braselton ASC, NGMC-South Hall Campus, NGMC-Main Campus, and NGMC Barrow file Petition for Judicial Review in Superior Court of Hall County, 1/20/2022.

**Superior Court of Hall County:** Pending

**2019-045 Cartersville Medical Center, LLC (Bartow)**

New Service to Include 4 Neonatal Intermediate Care Beds - Batching



**Agency Decision:** Denied, 3/24/2020

**Appealed By:** Cartersville Medical Center, LLC d/b/a Cartersville Medical Center ("CMC"), 3/26/2020. Floyd Healthcare Management, Inc. d/b/a Floyd Medical Center submitted request to intervene in the hearing, 4/21/2020.

**Hearing Officer:** William C. Joy, Esq.

**Hearing Date:** 9/29/2020-10/2/2020, 9:30 A.M. / Remote Video Conference

**Hearing Decision:** Hearing Officer affirms Department's decision to deny CMC a CON, 1/4/2021. CMC files for Commissioner Review, 2/3/2021.

**Commissioner Review Decision:** Reverses Hearing Officer's 1/4/2021 decision to deny CMC a CON and grants approval of GA Project CON 20190-045, 3/5/2021.

**Superior Court of Floyd County:** Floyd Healthcare Management, Inc. d/b/a Floyd Medical Center ("FMC") files Petition for Judicial Review of Commissioner's Final Order, 4/2/2021. Grants FMC's Petition for Judicial Review and reverses the Department's Final Order, denying CMC a CON, 9/10/2021. The Department files Application for Discretionary Appeal in the Georgia Court of Appeals, 10/6/2021. CMC files Application for Discretionary Appeal in the Georgia Court of Appeals, 10/11/2021.

**Court of Appeals:** Grants Department's and CMC's Applications for Discretionary Appeal, 10/27/2021.

### **2020-002 Doctors Hospital of Augusta, LLC (Columbia)**

Construction of Freestanding Emergency Department

**Agency Decision:** Approved, 6/1/2020

**Appealed By:** AU Medical Center, Inc. ("AUMC"), 6/22/2020; University Health Services, Inc. ("University"), 6/30/2020

**Hearing Officer:** Melvin M. Goldstein, Esq.

**Hearing Date:** 3/8-12/2021, 9:30 A.M. / Remote Video Conference

**Hearing Decision:** Hearing Officer reverses the Department's decision to grant a CON to Doctors Hospital of Augusta, LLC, 12/8/2020. Doctors Hospital of Augusta, LLC d/b/a Doctors Hospital of Augusta ("Doctors") requests Commissioner Review, 12/21/2020. The Department requests Commissioner Review, 1/7/2021. Hearing Officer reverses the Department's decision to grant a CON to Doctors Hospital of Augusta, LLC, 6/23/2021. Doctors requests Commissioner Review, 7/23/2021. The Department requests Commissioner Review, 7/23/2021.

**Commissioner Review Decision:** Reverses Hearing Officer's 12/8/2020 decision granting AUMC's Motion for Summary Determination or In The Alternative For Remand; remands the matter to the Department to resume proceedings before a Hearing Officer consistent with the CON Administrative Hearing process, 2/5/2021. Reverses Hearing Officer's 6/23/2021 decision to deny a CON to Doctors and reinstates the Department's approval of CON Project No. GA 2020-002, 8/20/2021. AUMC files Petition for Judicial Review, 9/16/2021.

**Superior Court of Fulton County:** Denies AUMC's Petition for Judicial Review and affirms the Department's approval of CON Project No. GA 2020-002, 12/23/2021. AUMC files Application for Discretionary Review in the Georgia Court of Appeals, 1/18/2022.

**Court of Appeals:** Grants AUMC's Application for Discretionary Appeal, 2/8/2022.

### **2020-003 Coliseum Medical Centers (Houston)**

Construction of Freestanding Emergency Department

**Agency Decision:** Approved, 6/9/2020

**Appealed By:** The Medical Center of Central Georgia, Inc. d/b/a The Medical Center, Navicent Health ("The Medical Center"), 6/25/2020; The Medical Center of Peach County, Inc. d/b/a Medical Center of Peach County, Navicent Health ("Peach"), 6/25/2020; Houston Hospitals, Inc. d/b/a Houston Medical Center ("Houston"), 7/1/2020; Houston Hospitals, Inc. d/b/a Perry Hospital ("Perry Hospital"), 7/1/2020

**Hearing Officer:** William C. Joy, Esq.

**Hearing Date:** 11/9-10/2020, 11/12-13/2020, 9:30 A.M. / Remote Video Conference

**Hearing Decision:** Hearing Officer reverses the Department's decision to grant a CON to Coliseum Medical Centers, 2/25/2021. Coliseum Medical Centers ("Coliseum") files for Commissioner Review, 3/26/2021. The Department requests Commissioner Review, 3/26/2021.

**Commissioner Review Decision:** Reverses Hearing Officer's 2/25/2021 decision to deny a CON to Coliseum and reinstates the Department's approval of CON Project No. GA 2020-003, 4/26/2021. Houston files Petition for Judicial Review in Superior Court of Houston County, 5/26/2021. The Medical Center files Petition for Judicial Review in Superior Court of Bibb County, 5/26/2021. Peach files Petition for Judicial Review in Superior Court of Peach County, 5/26/2021.

**Superior Court of Bibb County:** The Medical Center files Notice of Voluntary Dismissal of Petition for Judicial Review, 6/25/2021.

**Superior Court of Peach County:** Denies Department's Motion to Transfer, 7/22/2021. Grants Peach's Petition for Judicial Review and reverses Commissioner's 4/26/2021 decision, and denies Coliseum's CON, 11/10/2021. The Department files Application for Discretionary Appeal in the Georgia Court of Appeals, 12/10/2021. Coliseum files Application for Discretionary Appeal in the Georgia Court of Appeals, 12/10/2021.

**Superior Court of Houston County:** Denies Department's Motion to Transfer, 7/31/2021. Grants Houston's Petition for Judicial Review, reverses Commissioner's 4/26/2021 decision, and denies Coliseum's CON, 11/4/2021. The Department files Application for Discretionary Appeal in the Georgia Court of Appeals, 12/6/2021. Coliseum files Application for Discretionary Appeal in the Georgia Court of Appeals, 12/6/2021.

**Court of Appeals:** Grants the Department's Application for Discretionary Appeal, 12/30/2021 (Houston). Grants Coliseum's Application for Discretionary Appeal, 1/4/2022. (Houston). Grants the Department's Application for Discretionary Appeal, 1/7/2022 (Peach). Grants Coliseum's Application for Discretionary Appeal, 1/7/2022 (Peach).

**2020-004 Savannah Health Services, LLC dba Memorial Health University Medical Ctr (Bryan)**

**2020-005 Savannah Health Services, LLC dba Memorial Health University Medical Ctr (Chatham)**

2020-004 Construction of Freestanding Emergency Department

2020-005 Construction of Freestanding Emergency Department

**Agency Decision:** 2020-004 Approved, 6/11/2020 2020-005 Approved, 6/8/2020

**Appealed By:** 2020-004 Candler Hospital, Inc. ("Candler"), 6/25/2020; St. Joseph's Hospital, Inc. ("St. Joseph's"), 6/25/2020; Hospital Authority of Liberty County d/b/a Liberty Regional Medical Center ("Liberty"), 6/26/2020. 2020-005 Candler Hospital, Inc. ("Candler"), 6/25/2020; St. Joseph's Hospital, Inc. ("St. Joseph's"), 6/25/2020; Effingham Hospital Inc. ("Effingham"), 6/29/2020.

**Hearing Officer:** David C. Will, Esq.

**Hearing Date:** 1/19-22/2021, 1/25-28/2021, 9:30 A.M. / Remote Video Conference; 1/20-21/2022, 1/24-28/2022, 1/31/2022, 2/1/2022, 9:00 A.M. / Remote Video Conference

**Hearing Decision:** Hearing Officer grants St. Joseph's/Candler's Motion for Summary Adjudication and reverses DCH's award of CONs to Savannah Health Services, LLC d/b/a Memorial Health University Medical Ctr, 1/26/2021. Savannah Health Services, LLC d/b/a Memorial Health University Medical Ctr files for Commissioner Review, 2/25/2021.

**Commissioner Review Decision:** Reverses Hearing Officer's 1/26/2021 decision granting SJC's Motion for Summary Adjudication; remands the matter to the Department to resume proceedings before a Hearing Officer consistent with the CON Administrative Hearing process, 3/26/2021.

**2020-014 University Cancer & Blood Center, LLC (Clarke)**

Add a PET/CT Unit to its Oncology Practice in Athens - Batching

**Agency Decision:** Approved, 6/16/2020

**Appealed By:** Piedmont Athens Regional Medical Center, Inc. ("Piedmont Athens"), 7/14/2020. University Cancer & Blood Center ("UCBC") submitted request to intervene in the hearing, 7/16/2020.

**Hearing Officer:** William C. Joy, Esq.

**Hearing Date:** 3/3-5/2021, 9:00 A.M. / Remote Video Conference

**Hearing Decision:** Hearing Officer reverses the Department's decision to grant a CON to UCBC, 6/1/2021. UCBC files for Commissioner Review, 7/1/2021. Department files for Commissioner Review, 7/1/2021.

**Commissioner Review Decision:** Reverses Hearing Officer's 6/1/2021 decision to deny a CON to UCBC and reinstates the Department's approval of CON Project No. GA 2020-014, 7/30/2021. Piedmont Athens files Petition for Judicial Review in Superior Court of Fulton County, 8/27/2021. Affirms Hearing Officer's 6/1/2021 decision to deny a CON to UCBC and reverses the Department's approval of CON Project No. GA 2020-014, 2/28/2022.

**Superior Court of Fulton County:** Grants Piedmont Athens' Petition for Judicial Review; remands case for further proceedings consistent with the statutory provisions of the CON Act and the statutory authority of the Department, 12/20/2021.

**2020-015 Northside Hospital Gwinnett (Gwinnett)**

Establish Hospital-Based Radiation Therapy Services on Campus - Batching

**Agency Decision:** Approved, 6/16/2020

**Appealed By:** Northeast Georgia Medical Center, Inc. d/b/a Northeast Georgia Medical Center-Main Campus ("NGMC-Main Campus"), 7/14/2020; Northeast Georgia Medical Center, Inc. d/b/a Northeast Georgia Medical Center-South Hall Campus ("NGMC-South Hall"), 7/14/2020; RCOG Cancer Centers, LLC d/b/a Gwinnett County Radiation Oncology Center - Lawrenceville ("RCOG-Lawrenceville"), 7/14/2020; RCOG Cancer Centers, LLC d/b/a Gwinnett County Radiation Therapy Center - Snellville ("RCOG-Snellville"), 7/14/2020; Vantage Cancer Centers of Georgia, LLC d/b/a Vantage Oncology Cancer Center at Lawrenceville ("Vantage-Lawrenceville"), 7/14/2020.

**Hearing Officer:** Melvin M. Goldstein, Esq.

**Hearing Date:** 12/7-11/2020, 12/14-18/2020, 9:00 A.M. / Remote Video Conference

**Hearing Decision:** Hearing Officer reverses the Department's decision to grant a CON to Northside Hospital Gwinnett, 4/21/2021. Northside Hospital Gwinnett files for Commissioner Review, 5/21/2021.

**Commissioner Review Decision:** Reverses Hearing Officer's 4/21/2021 decision to deny a CON to Northside Hospital Gwinnett and reinstates the Department's approval of CON Project No. GA 2020-015, 6/18/2021. Vantage-Lawrenceville,

RCOG-Lawrenceville, and RCOG-Snellville file Petition for Judicial Review in Superior Court of Gwinnett County, 7/16/2021. NGMC-Main Campus and NGMC-South Hall file Petition for Judicial Review in Superior Court of Hall County, 7/16/2021.

**Superior Court of Gwinnett County:** Denies Vantage-Lawrenceville's, RCOG-Lawrenceville's, and RCOG-Snellville's Petition for Judicial Review and affirms 6/18/2021 Commissioner Review decision, 11/24/2021.

**Superior Court of Hall County:** Grants NGMC-Main Campus and NGMC-South Hall's Petition for Judicial Review and reverses 6/18/2021 Commissioner Review decision, denying Northside Hospital Gwinnett a Certificate of Need, 12/1/2021. Northside Hospital Gwinnett files Application for Discretionary Appeal in the Georgia Court of Appeals, 12/31/2021. The Department files Application for Discretionary Appeal in the Georgia Court of Appeals, 12/31/2021.

**Court of Appeals:** Grants Northside Hospital Gwinnett's Application for Discretionary Appeal, 1/21/2022.

#### **2020-020 University Hospital (Columbia)**

Establish a Freestanding Emergency Care Facility

**Agency Decision:** Approved, 7/21/2020

**Appealed By:** Doctors Hospital of Augusta, LLC d/b/a Doctors Hospital of Augusta ("Doctors"), 8/19/2020. AU Medical Center, Inc. ("AUMC"), 8/20/2020.

**Hearing Officer:** Trey Taylor, Esq.

**Hearing Date:** Continued until further notice

#### **2020-023 AU Medical Center, Inc. (Richmond)**

Establish a Freestanding Emergency Care Facility as a Department of AU Medical Center, Inc

**Agency Decision:** Approved, 7/28/2020

**Appealed By:** Doctors Hospital of Augusta, LLC d/b/a Doctors Hospital of Augusta ("Doctors"), 8/27/2020. University Health Services, Inc. ("University"), 9/3/2020. University McDuffie County Regional Medical Center, Inc. ("University-McDuffie"), 9/3/2020.

**Hearing Officer:** David C. Will, Esq.

**Hearing Date:** Continued until further notice

#### **2020-025 United Imaging Centers of Buckhead, LLC (Fulton)**

Proposed Freestanding Advanced Diagnostic Imaging Center in Fulton County

**Agency Decision:** Denied, 10/15/2020

**Appealed By:** United Imaging Centers of Buckhead, LLC d/b/a United Imaging Centers of Buckhead ("UIC Buckhead"), 11/10/2020. Pro Radiology, LLC ("Pro Radiology") filed Request to Intervene, 11/12/2020.

**Hearing Officer:** D. Wright McLeod, Esq.

**Hearing Date:** 4/19-23/2021, 8:30 A.M. / Remote Video Conference

**Hearing Decision:** Hearing Officer reverses the Department's decision to deny a CON to UIC Buckhead, 8/21/2021. The Department and Pro Radiology file for Commissioner Review, 9/20/2021.

**Commissioner Review Decision:** Reverses Hearing Officer's 8/21/2021 decision to approve a CON for UIC Buckhead and reinstates the Department's denial of CON Project No. GA 2020-025, 10/20/2021. UIC Buckhead files Petition for Judicial Review in Superior Court of Fulton County, 11/19/2021.

**Superior Court of Fulton County:** Dismisses UIC Buckhead's Petition for Judicial Review, 3/2/2022.

#### **2020-026 United Imaging Centers of Chamblee, LLC (Fulton)**

Proposed Freestanding Advanced Diagnostic Imaging Center in Cobb County

**Agency Decision:** Denied, 10/15/2020

**Appealed By:** United Imaging Centers of Chamblee, LLC d/b/a United Imaging Centers of Chamblee ("UIC Chamblee"), 11/10/2020. American Health Imaging of Georgia, LLC d/b/a American Health Imaging of Decatur ("AHI-Decatur") filed Request to Intervene, 11/12/2020.

**Hearing Officer:** D. Wright McLeod, Esq.

**Hearing Date:** 4/19-23/2021, 8:30 A.M. / Remote Video Conference

**Hearing Decision:** Hearing Officer reverses the Department's decision to deny a CON to UIC Chamblee, 8/16/2021. The Department and AHI-Decatur file for Commissioner Review, 9/15/2021.

**Commissioner Review Decision:** Reverses Hearing Officer's 8/16/2021 decision to approve a CON for UIC Chamblee and reinstates the Department's denial of CON Project No. GA 2020-026, 10/15/2021. UIC Chamblee files Petition for Judicial Review in Superior Court of Fulton County, 11/15/2021.

**Superior Court of Fulton County:** Dismisses UIC Chamblee's Petition for Judicial Review, 3/2/2022.

**2020-027 United Imaging Centers of Jonesboro, LLC (Clayton)**

Proposed Freestanding Advanced Diagnostic Imaging Center in Clayton County

**Agency Decision:** Denied, 10/16/2020

**Appealed By:** United Imaging Centers of Jonesboro, LLC d/b/a United Imaging Centers of Jonesboro ("UIC Jonesboro"), 11/10/2020. American Health Imaging of Georgia, LLC d/b/a American Health Imaging of Fayetteville ("AHI-Fayetteville") filed Request to Intervene, 11/12/2020.

**Hearing Officer:** D. Wright McLeod, Esq.

**Hearing Date:** 4/19-23/2021, 8:30 A.M. / Remote Video Conference

**Hearing Decision:** Hearing Officer reverses the Department's decision to deny a CON to UIC Jonesboro, 8/21/2021. The Department and AHI-Fayetteville file for Commissioner Review, 9/20/2021.

**Commissioner Review Decision:** Reverses Hearing Officer's 8/21/2021 decision to approve a CON for UIC Jonesboro and reinstates the Department's denial of CON Project No. GA 2020-027, 10/20/2021. UIC Jonesboro files Petition for Judicial Review in Superior Court of Fulton County, 11/19/2021.

**Superior Court of Fulton County:** Dismisses UIC Jonesboro's Petition for Judicial Review, 3/2/2022.

**2020-028 United Imaging Centers of Marietta, LLC (Cobb)**

Proposed Freestanding Advanced Diagnostic Imaging Center in Cobb County, SSDR-3

**Agency Decision:** Denied, 10/16/2020

**Appealed By:** United Imaging Centers of Marietta, LLC d/b/a United Imaging Centers of Marietta ("UIC Marietta"), 11/10/2020. American Health Imaging of Georgia, LLC d/b/a American Health Imaging of Marietta ("AHI-Marietta") filed Request to Intervene, 11/12/2020.

**Hearing Officer:** D. Wright McLeod, Esq.

**Hearing Date:** 4/19-23/2021, 8:30 A.M. / Remote Video Conference

**Hearing Decision:** Hearing Officer reverses the Department's decision to deny a CON to UIC Marietta, 8/21/2021. The Department and AHI-Marietta file for Commissioner Review, 9/20/2021.

**Commissioner Review Decision:** Reverses Hearing Officer's 8/21/2021 decision to approve a CON for UIC Marietta and reinstates the Department's denial of CON Project No. GA 2020-028, 10/20/2021. UIC Marietta files Petition for Judicial Review in Superior Court of Fulton County, 11/19/2021.

**Superior Court of Fulton County:** Dismisses UIC Marietta's Petition for Judicial Review, 3/2/2022.

**2020-029 South Georgia Medical Center (Lowndes)**

Expand Hospital Bed Capacity by 45 beds

**Agency Decision:** Denied, 10/26/2020

**Appealed By:** Hospital Authority of Valdosta and Lowndes County Georgia d/b/a South Georgia Medical Center ("SGMC"), 11/24/2020.

**Hearing Officer:** William C. Joy, Esq.

**Hearing Date:** 5/25-27/2021, 9:00 A.M. / Remote Video Conference

**Hearing Decision:** Hearing Officer reverses the Department's decision to deny a CON to SGMC, 9/1/2021. The Department files for Commissioner Review, 10/1/2021.

**Commissioner Review Decision:** Reverses Hearing Officer's 9/1/2021 decision to approve a CON for SGMC and reinstates the Department's denial of CON Project No. GA 2020-029, 10/29/2021. SGMC files Petition for Judicial Review in Superior Court of Lowndes County, 11/24/2021.

**Superior Court of Lowndes County:** Reverses Commissioner's Final Department Decision, reinstates Hearing Officer's Findings of Fact and Conclusions of Law, and grants SGMC's CON Application, 4/13/2022.

**2021-008 St. Joseph's/Candler Radiation Oncology - Statesboro (Bulloch)**

Establish Non-Special MegaVoltage Radiation Therapy Service – Batching

**Agency Decision:** Denied, 6/15/2021

**Appealed By:** SJC Oncology Services-Statesboro, LLC d/b/a St. Joseph's/Candler Radiation Oncology-Statesboro ("SJC-Statesboro"), 7/14/2021. Savannah Health Services, LLC d/b/a Memorial Health University Medical Center ("Memorial") filed Request to Intervene, 6/23/2021. South Georgia Center for Cancer Care, LLC ("SGCCC") filed Request to Intervene, 7/14/2021.

**Hearing Officer:** David C. Will, Esq.

**Hearing Date:** Pending

**2021-010 South Georgia Center for Cancer Care (Bulloch)**

Add Linear Accelerator – Batching

**Agency Decision:** Approved, 6/15/2021

**Appealed By:** Candler Hospital, Inc. ("Candler"), 7/14/2021. South Georgia Center for Cancer Care, LLC ("SGCCC") filed Request to Intervene, 7/14/2021.

**Hearing Officer:** David C. Will, Esq.

**Hearing Date:** Pending

**2021-016 PruittHealth Home Health, Inc. d/b/a PruittHealth @ Home – Gainesville (Hall)**

Home Health Agency- Batching

**Agency Decision:** Denied, 9/20/2021

**Appealed By:** PruittHealth Home Health, Inc. d/b/a PruittHealth @ Home – Gainesville ("PruittHealth-Gainesville"), 10/20/2021. LHCG CLXI, LLC d/b/a Northeast Georgia Home Health ("Northeast") filed Request to Intervene, 10/14/2021. Amedisys Georgia, LLC d/b/a Tugaloo Home Health Agency, an Amedisys Company ("Amedisys") filed Request to Intervene, 10/20/2021. PruittHealth-Gainesville withdraws request for appeal hearing, 5/11/2022.

**Hearing Officer:** William D. Taylor, III, Esq.

**Hearing Date:** 8/10-14/2022, 9:00 A.M. / Remote Video Conference

**2021-021 PruittHealth Home Health, Inc. d/b/a PruittHealth @ Home – Atlanta (Barrow)**

Home Health Agency- Batching

**Agency Decision:** Denied, 9/20/2021

**Appealed By:** PruittHealth Home Health, Inc. d/b/a PruittHealth @ Home – Atlanta ("PruittHealth-Atlanta"), 10/20/2021. Amedisys Georgia, L.L.C. d/b/a Amedisys Home Health of Covington, d/b/a Amedisys Home Health Care, d/b/a Amedisys Home Health of Athens, and Amedisys Georgia, L.L.C. d/b/a Tugaloo Home Health Agency, an Amedisys Company (collectively, "Amedisys") filed Request to Intervene, 10/20/2021. PruittHealth-Atlanta withdraws request for appeal hearing, 5/11/2022.

**Hearing Officer:** David C. Will, Esq.

**Hearing Date:** N/A; Hearing Officer Cancels Hearing, 5/16/2022.

**2021-051 Mountain HHA, LLC d/b/a Mountain Home Health (Union)**

**2021-054 Pediatric Services of America, LLC d/b/a Aveanna Healthcare (Gwinnett)**

2021-051 Home Health Agency Expansion – Batching

2021-054 Home Health Agency Expansion – Batching

**Agency Decision:** 2021-051 Approved, 3/28/2022 2021-054 Denied, 3/28/2022

**Appealed By:** Pediatric Services of America, LLC d/b/a Aveanna Healthcare ("Aveanna"), 4/26/2021. Mountain HHA, LLC d/b/a Mountain Home Health filed Request to Intervene, 4/28/2022.

**Hearing Officer:** David C. Will, Esq.

**Hearing Date:** Pending

**2021-056 CHI Memorial Hospital-Georgia, Inc. d/b/a CHI Memorial Hospital Georgia (Catoosa)**

Replacement Facility

**Agency Decision:** Approved, 4/29/2022

**Appealed By:** Parkridge Medical Center, Inc. ("Parkridge"), 5/27/2022. CHI Memorial Hospital – Georgia, Inc. ("CHI - Georgia") filed Request to Intervene, 5/31/2022.

**Hearing Officer:** Pending

**Hearing Date:** Pending

## **Requests for DET-EQT for Diagnostic or Therapeutic Equipment**

**DET-EQT2020037 Macon Orthopaedic and Hand Center, PA**

Purchase Fixed MRI

**Request received:** 5/8/2020

**Contact Person:** Victor Moldovan

**Determination:** Pending

**DET-EQT2022004 Inspire Orthopedics LLC**

Purchase Fixed MRI

**Request received:** 1/14/2022

**Contact Person:** Scott Sutlive

**Determination:** Denied

**Determination Date:** 5/20/2022

**DET-EQT2022012 The Hand & Upper Extremity Center of Georgia, PC**

Purchase Fixed CT Scanner

**Request received:** 2/8/2022

**Contact Person:** Debbie Darby

**Determination:** Non-reviewable as proposed      **Determination Date:** 6/6/2022

**DET-EQT2022013 Medical Center of Central Georgia, Inc. d/b/a Atrium Health Navicent**

Discovery RT Gen 2

**Request received:** 2/11/2022

**Contact Person:** Katherine Bowen

**Determination:** Pending

**DET-EQT2022016 Northside Hospital, Inc. d/b/a Northside East Cobb Imaging**

Acquisition of CT Scanner

**Request received:** 2/16/2022

**Contact Person:** Brian Toporek

**Determination:** Non-reviewable as proposed      **Determination Date:** 5/17/2022

**DET-EQT2022017 Northside Hospital, Inc. d/b/a Northside Alpharetta Imaging**

Acquisition of CT Scanner

**Request received:** 2/16/2022

**Contact Person:** Brian Toporek

**Determination:** Non-reviewable as proposed      **Determination Date:** 5/17/2022

**DET-EQT2022021 Savannah Health Services, LLC d/b/a Memorial Health University Medical**

Acquisition of MRI

**Request received:** 3/2/2022

**Contact Person:** Laura Dow

**Determination:** Withdr/Appl Prior to Dec

**Date of Withdrawal:** 5/17/2022

**DET-EQT2022023 Heart and Vascular Care, Inc.**

Purchase PET Scanner

**Request received:** 3/3/2022

**Contact Person:** Everette Jenkins

**Determination:** Withdr/Appl Prior to Dec

**Date of Withdrawal:** 5/19/2022

**DET-EQT2022026 Chatuge Regional Hospital**

Purchase Fixed MRI

**Request received:** 3/4/2022

**Contact Person:** Michele Madison

**Determination:** Non-reviewable as proposed      **Determination Date:** 5/23/2022

**DET-EQT2022027 Union General Hospital, Inc.**

Purchase Fixed MRI

**Request received:** 3/4/2022

**Contact Person:** Michele Madison

**Determination:** Non-reviewable as proposed      **Determination Date:** 5/23/2022

**DET-EQT2022028 Heart and Vascular Care, Inc.**

CT Scanner Acquisition

**Request received:** 3/10/2022

**Contact Person:** Everette Jenkins

**Determination:** Pending

**DET-EQT2022029 DeKalb Medical Center, Inc. d/b/a Emory Hillandale Hospital**

Acquire a da Vinci Xi Robotic Surgical System

**Request received:** 3/15/2022

**Contact Person:** Alvin J. D'Angelo

**Determination:** Non-reviewable as proposed      **Determination Date:** 5/13/2022

**DET-EQT2022030 Hospital Authority of Valdosta, Lowndes County, Georgia**

Purchase Fixed MRI

**Request received:** 3/15/2022

**Contact Person:** Michele Madison

**Determination:** Non-reviewable as proposed      **Determination Date:** 5/13/2022

**DET-EQT2022031 Doctors Hospital of Augusta, LLC**

Acquire a CT Scanner

**Request received:** 3/23/2022

**Contact Person:** Jeremy Cope

**Determination:** Non-reviewable as proposed      **Determination Date:** 5/20/2022

**DET-EQT2022032 Piedmont Hospital, Inc. d/b/a Piedmont Atlanta Hospital**

IR BiPlane System

**Request received:** 3/28/2022

**Contact Person:** Christine MacEwen

**Determination:** Non-reviewable as proposed      **Determination Date:** 5/26/2022

**DET-EQT2022033 Clear Imaging College Park, LLC**

Purchase Fixed MRI

**Request received:** 3/31/2022

**Contact Person:** Louis Saeger, MD

**Determination:** Pending

**DET-EQT2022034 The Hospital Authority of Wayne County, Georgia**

Purchase CT Scanner

**Request received:** 4/5/2022

**Contact Person:** Joseph P. Ierardi

**Determination:** Non-reviewable as proposed      **Determination Date:** 6/3/2022

**DET-EQT2022035 Allegiance Imaging and Radiology, LLC**

Additional Locations for Mobile MRI

**Request received:** 4/5/2022

**Contact Person:** Victor Moldovan

**Determination:** Pending

**DET-EQT2022036 Grady Memorial Hospital Corporation d/b/a Grady Health System**

Hughes Spalding RadSpeed PRO DR Radiographic System (X-Ray)

**Request received:** 4/5/2022

**Contact Person:** David Fenstermacher

**Determination:** Withdr/App'l Prior to Dec      **Determination Date:** 6/3/2022

**Date of Withdrawal:** 6/3/2022

**DET-EQT2022037 Cobb Hospital, Inc. d/b/a Wellstar Cobb Hospital**

Wellstar Cobb Hospital Purchase of Fixed CT

**Request received:** 4/11/2022

**Contact Person:** James Satcher

**Determination:** Pending

**DET-EQT2022039 Piedmont Hospital, Inc. d/b/a Piedmont Atlanta Hospital**

Acquisition of CT Scanner

**Request received:** 4/22/2022

**Contact Person:** Christine MacEwen

**Determination:** Pending

**DET-EQT2022040 Hamilton Medical Center, Inc.**

Acquisition of CE Evolution CT Scanner

**Request received:** 4/25/2022

**Contact Person:** Ernie Elemento

**Determination:** Pending

**DET-EQT2022041 Upson County Hospital, Inc. dba Upson Regional Medical Center**

Purchase da Vinci Xi Single Console System

**Request received:** 5/5/2022  
**Contact Person:** John H. Williams  
**Determination:** Pending

**DET-EQT2022042 Northside Hospital, Inc. d/b/a Northside Hospital Atlanta**

Acquisition of CT Scanner and Injector for Smyrna MOB

**Request received:** 5/5/2022  
**Contact Person:** Brian Toporek  
**Determination:** Pending

**DET-EQT2022043 MEDRAD, LLC**

Lease Mobile MRI

**Request received:** 5/10/2022  
**Contact Person:** Joseph R. Ross  
**Determination:** Pending

**DET-EQT2022044 Envision Orthopedics and Spine, LLC d/b/a Spine Center Augusta**

Request for Determination (Equipment Below Threshold)

**Request received:** 5/13/2022  
**Contact Person:** Joe Forese  
**Determination:** Pending

**DET-EQT2022045 Phoebe Sumter Medical Center, Inc.**

Purchase of Fixed CT Scanner

**Request received:** 5/17/2022  
**Contact Person:** Lori Jenkins  
**Determination:** Pending

**DET-EQT2022046 Kennestone Hospital, Inc. d/b/a Wellstar Kennestone Hospital**

Wellstar Kennestone Hospital Purchase of CT

**Request received:** 5/19/2022  
**Contact Person:** James Satcher  
**Determination:** Pending

**DET-EQT2022047 Southeast Georgia Health System, Inc.**

Acquisition of Omnibot Surgical Equipment

**Request received:** 5/27/2022  
**Contact Person:** Kathryn MT Platt  
**Determination:** Pending

**DET-EQT2022048 Hughston Hospital, Inc. dba Piedmont Columbus Regional Northside**

Purchase Surgical Robot

**Request received:** 5/27/2022  
**Contact Person:** Christine MacEwen  
**Determination:** Pending

**DET-EQT2022049 Northside Hospital, Inc. d/b/a Northside Hospital Atlanta**

Operational Lease of Temporary IR Unit

**Request received:** 5/27/2022  
**Contact Person:** Brian Toporek  
**Determination:** Pending

**DET-EQT2022050 Prenuvo of California P.C.**

Lease Fixed MRI

**Request received:** 6/2/2022  
**Contact Person:** Nicholas Mason  
**Determination:** Pending

**DET-EQT2022051 Wellstar North Fulton Hospital, Inc. d/b/a Wellstar North Fulton Hospital**

Wellstar North Fulton Hospital CT Purchase

**Request received:** 6/2/2022  
**Contact Person:** James Satcher  
**Determination:** Pending



# Requests for DET–ASC for Establishment of Physician-Owned Ambulatory Surgery Facilities

(Formerly: Requests for LNR for Establishment of Physician-Owned Ambulatory Surgery Facilities)

## **DET-ASC2022003 ARJU Vascular and Interventional Center, LLC**

Establishment of a Single Specialty ASC

**Site:** 748 Old Norcross Road, Suite 250, Lawrenceville, GA 30046

**Number of ORs:** 2 **Specialty:** Radiology

**Project costs as submitted:** \$1,053,880.00

**Request received:** 3/3/2022

**Contact Person:** Joseph R. Ross

**Determination:** Approved

**Determination Date:** 5/12/2022

## **DET-ASC2022004 Legacy Center for Spinal Surgery-Riverdale, LLC**

Establishment of a Single Specialty ASC

**Site:** 528 Valley Hill Road, Suite C, Riverdale, GA 30274

**Number of ORs:** 1 **Specialty:** Neurology

**Project costs as submitted:** \$493,391.80

**Request received:** 3/11/2022

**Contact Person:** Joseph R. Ross

**Determination:** Approved

**Determination Date:** 5/31/2022

## **DET-ASC2022005 The Nexus Pain Center of Columbus, LLC**

Establishment of a Single Specialty ASC

**Site:** 1015 LaFayette Parkway, Suite 110, LaGrange, GA 30241

**Number of ORs:** 2 **Specialty:** Antesthesia Pain Management

**Project costs as submitted:** \$3,379,448.76

**Request received:** 3/17/2022

**Contact Person:** Everette Bailey Jenkins

**Determination:** Approved

**Determination Date:** 6/1/2022

## **DET-ASC2022007 Thomas Eye Group, P.C.**

Establishment of Physician Owned, Single Specialty, Office Based Ambulatory

**Site:** 245 Greencastle Road, Tyrone, GA 30290

**Number of ORs:** 2 **Specialty:** Ophthalmology

**Project costs as submitted:** \$1,725,190.00

**Request received:** 3/22/2022

**Contact Person:** Rebecca M. Thornhill

**Determination:** Approved

**Determination Date:** 5/20/2022

## **DET-ASC2022008 Ankle & Foot Associates, LLC**

Establishment of a Joint Venture Amulatory Surgical Center

**Site:** 615 N Cleveland Ave, Adel, GA 31620

**Number of ORs:** 1 **Specialty:** Podiatry

**Project costs as submitted:** \$0.00

**Request received:** 3/24/2022

**Contact Person:** David P. Murphy, DPM

**Determination:** Pending

## **DET-ASC2022009 Axion Spine & Neurosurgery, PC**

Establishment of a Single Specialty Amtulatory Surgery Center

**Site:** 4100 Old Milton Parkway, Suite 150, Alpharetta, GA 30005

**Number of ORs:** 1 **Specialty:** Neurosurgery

**Project costs as submitted:** \$6,803,633.64

**Request received:** 3/30/2022

**Contact Person:** Brittny Stringfield

**Determination:** Approved

**Determination Date:** 5/31/2022

## **DET-ASC2022010 Gainesville Eye Center, LLC**

Expansion of Existing ASC  
**Site:** 2061 Beverly Rd, Gainesville, GA 30501  
**Number of ORs:** 2      **Specialty:** Ophthalmology  
**Project costs as submitted:** \$1,215,571.85  
**Request received:** 4/15/2022  
**Contact Person:** Victor Moldovan  
**Determination:** Pending

## Requests for Miscellaneous Letters of Determination

**DET2021247 UHS of Savannah, LLC d/b/a Coastal Harbor Health System**  
10% Increase in Bed Capacity  
**Request received:** 12/7/2021  
**Contact Person:** Robert C. Threlkeld, Esq.  
**Determination:** Pending

**DET2022013 Northside Hospital, Inc. and Cancer Center of Atlanta, LLC**  
Relocation of CON-Approved Health Care Facility  
**Request received:** 1/12/2022  
**Contact Person:** Brian Toporek  
**Determination:** Pending

**DET2022026 Saint Joseph's Hospital, Inc.**  
Hospital Building Renovations  
**Request received:** 2/9/2022  
**Contact Person:** Brad Trower  
**Determination:** Non-reviewable as proposed      **Determination Date:** 5/10/2022

**DET2022030 Wellstar Spalding Regional Hospital, Inc. d/b/a Wellstar Spalding Regional**  
Mobile Cardiac Catheterization Lab Lease  
**Request received:** 2/15/2022  
**Contact Person:** James Satcher  
**Determination:** Non-reviewable as proposed      **Determination Date:** 5/16/2022

**DET2022031 Fayette Community Hospital, Inc d/b/a Piedmont Fayette Hospital**  
Renovation of Fluoroscopy Room  
**Request received:** 2/15/2022  
**Contact Person:** Christine MacEwen  
**Determination:** Non-reviewable as proposed      **Determination Date:** 5/12/2022

**DET2022033 Savannah Health Services, LLC d/b/a Memorial University Medical Center**  
Replace CON-Approved Outpatient CT  
**Request received:** 2/15/2022  
**Contact Person:** Laura Dow  
**Determination:** Withdr/Appl Prior to Dec  
**Date of Withdrawal:** 5/18/2022

**DET2022034 Savannah Health Services, LLC d/b/a Memorial Health University Medical Center**  
Replace CON-Approved Inpatient CT  
**Request received:** 2/15/2022  
**Contact Person:** Laura Dow  
**Determination:** Non-reviewable as proposed      **Determination Date:** 5/23/2022

**DET2022036 Northside Hospital, Inc. d/b/a Northside Snellville Imaging**  
Replace CT Scanner  
**Request received:** 2/16/2022  
**Contact Person:** Brian Toporek  
**Determination:** Non-reviewable as proposed      **Determination Date:** 5/17/2022

**DET2022042 Resurgens East Surgery Center, LLC**  
Confirmation that New DET ASC Not Required  
**Request received:** 2/18/2022  
**Contact Person:** Jessica Holland

**Determination:** Non-reviewable as proposed      **Determination Date:** 5/20/2022

**DET2022043 Resurgens Fayette Surgery Center, LLC**

Confirmation that Owner's Restructure will Not Affect ASC

**Request received:** 2/18/2022

**Contact Person:** Jessica Holland

**Determination:** Non-reviewable as proposed      **Determination Date:** 5/20/2022

**DET2022044 Orthopedic South Surgical Partners, LLC**

Confirmation Owner's Restructure Will Not Affect ASC

**Request received:** 2/18/2022

**Contact Person:** Jessica Holland

**Determination:** Non-reviewable as proposed      **Determination Date:** 5/20/2022

**DET2022045 Lawrenceville Surgery Center, LLC**

Confirmation that Owner's Restructure will Not Affect ASC

**Request received:** 2/18/2022

**Contact Person:** Jessica Holland

**Determination:** Non-reviewable as proposed      **Determination Date:** 5/20/2022

**DET2022046 Northwest Georgia Orthopaedic Surgery Center, L.L.C.**

Confirmation that Owner's Restructure will Not Affect ASC

**Request received:** 2/18/2022

**Contact Person:** Jessica Holland

**Determination:** Non-reviewable as proposed      **Determination Date:** 5/20/2022

**DET2022047 Roswell Surgery Center, L.L.C.**

Confirmation that Owner's Restructure will Not Affect ASC

**Request received:** 2/18/2022

**Contact Person:** Jessica Holland

**Determination:** Non-reviewable as proposed      **Determination Date:** 5/20/2022

**DET2022048 American Health Imaging of Georgia, LLC (Relocate Stand Up MRIs)**

Relocation of Existing Healthcare Facility

**Request received:** 2/8/2022

**Contact Person:** Dan Balentine

**Determination:** Non-reviewable as proposed      **Determination Date:** 5/23/2022

**DET2022049 American Health Imaging of Georgia, LLC (Replace Stand Up MRI)**

Replace CON-Approved Stand Up MRI

**Request received:** 2/21/2022

**Contact Person:** Dan Balentine

**Determination:** Non-reviewable as proposed      **Determination Date:** 5/23/2022

**DET2022052 Surgery Center of Atlanta, LLC**

Reduction of Indigent and Charity Care Commitment

**Request received:** 2/28/2022

**Contact Person:** Titus Duncan MD

**Determination:** Pending

**DET2022054 Northside Hospital, Inc. d/b/a Northside Hospital Atlanta**

Temporary Mobile Interventional Radiology and Associated Renovations

**Request received:** 3/3/2022

**Contact Person:** Brian Toporek

**Determination:** Non-reviewable as proposed      **Determination Date:** 5/31/2022

**DET2022056 Northside Hospital, Inc. d/b/a Northside Hospital Atlanta**

Establish Imaging Center Below Threshold

**Request received:** 3/11/2022

**Contact Person:** Brian Toporek

**Determination:** Non-reviewable as proposed      **Determination Date:** 5/9/2022

**DET2022057 Eagles Landing IL-AL Investors, LLC**

Establishment Assisted Living Community

**Request received:** 3/17/2022

**Contact Person:** Craig Penny

**Determination:** Non-reviewable as proposed      **Determination Date:** 5/16/2022

**DET2022058 Hospital Authority of Colquitt County d/b/a Colquitt Regional Medical Center**

Development of CON-Exempt Medical Office Building

**Request received:** 3/21/2022

**Contact Person:** Davis Dunbar

**Determination:** Non-reviewable as proposed      **Determination Date:** 5/23/2022

**DET2022059 Colon & Digestive Health Specialists, LLC**

Endoscopy Center Exemption Request

**Request received:** 3/23/2022

**Contact Person:** Everette Jenkins

**Determination:** Non-reviewable as proposed      **Determination Date:** 5/23/2022

**DET2022060 Kennestone Hospital, Inc. d/b/a Wellstar Kennestone Hospital**

Wellstar Kennestone HOD Renovations

**Request received:** 3/24/2022

**Contact Person:** James Satcher

**Determination:** Non-reviewable as proposed      **Determination Date:** 6/2/2022

**DET2022061 Georgia Department of Corrections**

Exemption for Prison Infirmaries

**Request received:** 3/24/2022

**Contact Person:** J. Randall Sauls

**Determination:** Pending

**DET2022062 Northside Hospital, Inc. d/b/a Northside Hospital Forsyth**

Request to Replace Exempt Cardiac Cath Equipment

**Request received:** 3/24/2022

**Contact Person:** Brian Toporek

**Determination:** Non-reviewable as proposed      **Determination Date:** 5/20/2022

**DET2022063 West Georgia Medical Center, Inc. d/b/a Wellstar West Georgia Medical Center**

Wellstar West Georgia Replacement of Cardiac Catheterization Equipment

**Request received:** 3/25/2022

**Contact Person:** James Satcher

**Determination:** Non-reviewable as proposed      **Determination Date:** 6/2/2022

**DET2022065 Camellia Place OpCo, LLC**

CHOW-PCH/ALC

**Request received:** 3/28/2022

**Contact Person:** Wendi Rogers

**Determination:** Non-reviewable as proposed      **Determination Date:** 5/26/2022

**DET2022066 Northside Hospital, Inc. d/b/a Northside Hospital Gwinnett**

Relocate PET Imaging Center

**Request received:** 3/29/2022

**Contact Person:** Brian Toporek

**Determination:** Pending

**DET2022067 Kennestone Hospital, Inc. d/b/a Wellstar Kennestone Hospital**

Expansion of Inpatient Dialysis Unit

**Request received:** 3/30/2022

**Contact Person:** James Satcher

**Determination:** Non-reviewable as proposed      **Determination Date:** 5/31/2022

**DET2022068 Northside Hospital, Inc. d/b/a Northside Hospital Gwinnett**

Acquisition of Friendship Road MOB

**Request received:** 4/1/2022

**Contact Person:** Brian Toporek

**Determination:** Non-reviewable as proposed      **Determination Date:** 5/31/2022

**DET2022070 Taylor Regional Hospital**

Renovation Below Threshold

**Request received:** 4/7/2022

**Contact Person:** Michele Madison

**Determination:** Pending

**DET2022071 Brickmont Roswell SPE, LLC**

Establishment of Assisted Living Facility

**Request received:** 4/12/2022

**Contact Person:** Cheryl Kochensparger

**Determination:** Non-reviewable as proposed      **Determination Date:** 6/1/2022

**DET2022072 DeKalb Medical Center, Inc. d/b/a Emory Decatur Hospital**

Replacement of CON-Authorized MRI

**Request received:** 4/14/2022

**Contact Person:** Malissa Smith

**Determination:** Pending

**DET2022073 Piedmont Hospital Inc., d/b/a Piedmont Atlanta Hospital**

Construction under Capital Threshold

**Request received:** 4/22/2022

**Contact Person:** Christine MacEwen

**Determination:** Pending

**DET2022074 University Health Services Inc. d/b/a Piedmont Augusta Hospital**

Replacement Cath Equipment

**Request received:** 4/22/2022

**Contact Person:** Christine MacEwen

**Determination:** Pending

**DET2022075 Cancer Center of Atlanta, LLC**

Replacement of Linear Accelerator

**Request received:** 4/22/2022

**Contact Person:** Susan C. Atkinson

**Determination:** Pending

**DET2022076 John D. Archbold Memorial Hospital, Inc.**

Replace PET/CT

**Request received:** 4/25/2022

**Contact Person:** Kathryn MT Platt

**Determination:** Pending

**DET2022077 Northside Hospital, Inc. d/b/a Northside Hospital Atlanta**

Replacement of CON-Authorized Cath Equipment

**Request received:** 4/25/2022

**Contact Person:** Brian Toporek

**Determination:** Pending

**DET2022078 Hamilton Medical Center, Inc.**

Renovation to Accommodate CT Scanner Equipment

**Request received:** 4/25/2022

**Contact Person:** Ernie Elemento

**Determination:** Pending

**DET2022079 EHCA Johns Creek, LLC d/b/a Emory Johns Creek Hospital**

Construct an Operating Room Storage Area

**Request received:** 4/26/2022

**Contact Person:** Laurie Hansen

**Determination:** Pending

**DET2022080 Hamilton Mill Senior Center LLC**

Construct New Assisted Living Facility

**Request received:** 4/28/2022

**Contact Person:** Pam Polley

**Determination:** Pending

**DET2022081 LCMC OPCO, LLC d/b/a Lee County Medical Center**

CON Modification

**Request received:** 4/29/2022

**Contact Person:** G. Edward Alexander

**Determination:** Pending

**DET2022082 Houston Hospitals Inc. d/b/a Houston Medical Center**

PCI Request

**Request received:** 5/2/2022

**Contact Person:** Charles Briscoe

**Determination:** Pending

**DET2022083 Candler Hospital, Inc.**

Replace CON-Authorized Robotic Surgery System

**Request received:** 5/3/2022

**Contact Person:** Brad Trower

**Determination:** Pending

**DET2022084 Saint Joseph's Hospital, Inc.**

Transfer of CON-Authorized Equipment

**Request received:** 5/3/2022

**Contact Person:** Brad Trower

**Determination:** Pending

**DET2022085 The Medical Center Inc. d/b/a Piedmont Columbus Regional Midtown**

Therapeutic Cardiac Catheterization Statutory Exemption

**Request received:** 5/3/2022

**Contact Person:** Christine MacEwen

**Determination:** Pending

**DET2022086 Piedmont Newnan Hospital Inc. d/b/a Piedmont Newnan Hospital**

Annual Therapeutic Cardiac Catheterization Statutory Exemption

**Request received:** 5/3/2022

**Contact Person:** Christine MacEwen

**Determination:** Pending

**DET2022087 Northeast Georgia Medical Center, Inc.**

South Hall Campus Parking Expansion

**Request received:** 5/4/2022

**Contact Person:** Linda Berger

**Determination:** Pending

**DET2022088 Floyd Healthcare Management, Inc. (d/b/a Floyd Medical Center)**

FMC 2022 Therapeutic Cardiac Cath Exemption

**Request received:** 5/5/2022

**Contact Person:** Drew Dempsey

**Determination:** Pending

**DET2022089 Vidalia Health Services, LLC d/b/a Memorial Health Meadows Hospital**

Therapeutic Cardiac Catheterization Exception

**Request received:** 5/6/2022

**Contact Person:** Heather Walters

**Determination:** Pending

**DET2022091 Prime Healthcare Foundation - Southern Regional, LLC**

Therapeutic Cardiac Cath Statutory Exemption

**Request received:** 5/6/2022

**Contact Person:** Kathlynn Butler Polvino

**Determination:** Pending

**DET2022092 EHCA Johns Creek, LLC d/b/a Emory Johns Creek Hospital**

Therapeutic Cardiac Catheterization Exception

**Request received:** 5/9/2022

**Contact Person:** Cynthia Havrilak

**Determination:** Pending

**DET2022093 Doctors Hospital of Augusta, LLC**

Therapeutic Cardiac Catheterization Exemption

**Request received:** 5/10/2022

**Contact Person:** Jeremy Cope

**Determination:** Pending

**DET2022094 St. Mary's Health Care System, Inc.**

Renewal of Therapeutic Cardiac Catheterization Statutory Exemption

**Request received:** 5/10/2022

**Contact Person:** Liz Schoen

**Determination:** Pending

**DET2022095 Tanner Medical Center, Inc. d/b/a Tanner Medical Center Villa Rica**

Therapeutic Cardiac Cath Statutory Exemption

**Request received:** 5/11/2022

**Contact Person:** LaQuinta Grizzard

**Determination:** Pending

**DET2022096 Tanner Medical Center, Inc. d/b/a Tanner Medical Center Carrollton**

Therapeutic Cardiac Cath Statutory Exemption

**Request received:** 5/11/2022

**Contact Person:** LaQuinta Grizzard

**Determination:** Pending

**DET2022097 Fayette Community Hospital, Inc. d/b/a Piedmont Fayette Hospital**

Annual Assessment of Therapeutic Cardiac Catheterization Exemption

**Request received:** 5/11/2022

**Contact Person:** Christine MacEwen

**Determination:** Pending

**DET2022098 Piedmont Henry Hospital, Inc. d/b/a Piedmont Henry Hospital**

Annual Assessment of Therapeutic Cardiac Catheterization Exemption

**Request received:** 5/11/2022

**Contact Person:** Christine MacEwen

**Determination:** Pending

**DET2022099 DeKalb Medical Center, Inc.**

Therapeutic Cardiac Catheterization Statutory Exemption

**Request received:** 5/11/2022

**Contact Person:** Danielle Njeri

**Determination:** Pending

**DET2022100 Upson County Hospital, Inc**

URMC PCI DET Request

**Request received:** 5/12/2022

**Contact Person:** John Williams

**Determination:** Pending

**DET2022101 Cobb Hospital, Inc. d/b/a Wellstar Cobb Hospital**

Wellstar Cobb Hospital Therapeutic Cardiac Catheterization PCI Exemption

**Request received:** 5/12/2022

**Contact Person:** James Satcher

**Determination:** Pending

**DET2022102 Douglas Hospital, Inc. d/b/a Wellstar Douglas Hospital**

Wellstar Douglas Hospital Therapeutic Cardiac Catheterization PCI Exemption  
**Request received:** 5/12/2022  
**Contact Person:** James Satcher  
**Determination:** Pending

**DET2022103 Paulding Medical Center, Inc. d/b/a Wellstar Paulding Hospital**  
Wellstar Paulding Hospital Therapeutic Cardiac Catheterization PCI Exemption  
**Request received:** 5/12/2022  
**Contact Person:** James Satcher  
**Determination:** Pending

**DET2022104 Coffee Regional Medical Center, Inc.**  
CRMC 2022 PCI Request for Determination  
**Request received:** 5/12/2022  
**Contact Person:** Vicki Lewis  
**Determination:** Pending

**DET2022105 Northeast Georgia Medical Center, Inc.**  
PCI Exemption for NGMC Braselton  
**Request received:** 5/13/2022  
**Contact Person:** Linda Berger  
**Determination:** Pending

**DET2022106 Phoebe Putney Memorial Hospital, Inc.**  
Use of Developed Modular Space  
**Request received:** 5/13/2022  
**Contact Person:** Lori Jenkins  
**Determination:** Pending

**DET2022107 Northside Hospital, Inc. d/b/a Northside Hospital Atlanta**  
NHA's Request to Continue Providing Therapeutic Cardiac Catheterization Services  
**Request received:** 5/13/2022  
**Contact Person:** William Brathwaite, Jr.  
**Determination:** Pending

**DET2022108 Northside Hospital, Inc. d/b/a Northside Hospital Cherokee**  
NHC's Request to Continue Providing Therapeutic Cardiac Catheterization Services  
**Request received:** 5/13/2022  
**Contact Person:** William Brathwaite, Jr.  
**Determination:** Pending

**DET2022109 Northside Hospital, Inc. d/b/a Northside Hospital Forsyth**  
NHF's Request to Continue Providing Therapeutic Cardiac Catheterization Services  
**Request received:** 5/13/2022  
**Contact Person:** William Brathwaite, Jr.  
**Determination:** Pending

**DET2022110 Burke Hospital Company, LLC dba Burke Medical Center**  
Therapeutic Cardiac Catheterization Determination Request  
**Request received:** 5/13/2022  
**Contact Person:** Victor Moldovan  
**Determination:** Pending

**DET2022111 Cartersville Medical Center, LLC d/b/a Cartersville Medical Center**  
Annual Assessment of Therapeutic Cardiac Catheterization Exemption  
**Request received:** 5/13/2022  
**Contact Person:** Christine MacEwen  
**Determination:** Pending

**DET2022112 Piedmont Rockdale Hospital, Inc.**  
Annual Assessment of Therapeutic Cardiac Catheterization Exemption  
**Request received:** 5/13/2022  
**Contact Person:** Christine MacEwen



**Determination:** Pending

**DET2022113 Eastside Medical Center, LLC, d/b/a, Piedmont Eastside Medical Center**

Annual Assessment of Therapeutic Cardiac Catheterization Exemption

**Request received:** 5/13/2022

**Contact Person:** Christine MacEwen

**Determination:** Pending

**DET2022114 Southeast Georgia Health Services, LLC**

Annual PCI

**Request received:** 5/13/2022

**Contact Person:** Chris Kovacs

**Determination:** Pending

**DET2022115 Wellstar North Fulton Hospital, Inc. d/b/a Wellstar North Fulton Hospital**

Wellstar North Fulton Hospital Therapeutic Cardiac Catheterization PCI Exemption

**Request received:** 5/13/2022

**Contact Person:** James Satcher

**Determination:** Pending

**DET2022116 Wellstar Spalding Regional Hospital, Inc. d/b/a Wellstar Spalding Regional**

Wellstar Spalding Regional Hospital Therapeutic Cardiac Catheterization PCI Exemption

**Request received:** 5/13/2022

**Contact Person:** James Satcher

**Determination:** Pending

**DET2022117 East Georgia Regional Medical Center, LLC**

EGRMC 2022 Renewal of Therapeutic Cardiac Catheterization Exemption

**Request received:** 5/13/2022

**Contact Person:** Stephen G. Pennington

**Determination:** Pending

**DET2022118 Adventist Health System Georgia, Inc d/b/a AdventHealth Gordon**

Therapeutic Cardiac Catheterization Exemption Request for Determination

**Request received:** 5/13/2022

**Contact Person:** Destiny Howe

**Determination:** Pending

**DET2022119 Burke Hospital Company, LLC d/b/a Burke Medical Center**

Operating Room Bed Conversion

**Request received:** 5/16/2022

**Contact Person:** Victor Moldovan

**Determination:** Pending

**DET2022120 Gastrointestinal Specialists of Georgia PC**

Endoscopy Center Exemption Request

**Request received:** 5/17/2022

**Contact Person:** Everette B. Jenkins

**Determination:** Pending

**DET2022121 Gastrointestinal Specialists of Georgia PC**

Endoscopy Center CON Exemption Request Marietta

**Request received:** 5/17/2022

**Contact Person:** Everette B. Jenkins

**Determination:** Pending

**DET2022122 Northside Hospital, Inc. d/b/a Northside Hospital Forsyth**

Replacement of CON-Approved Interventional Radiology Equipment

**Request received:** 5/18/2022

**Contact Person:** Brian Toporek

**Determination:** Pending

**DET2022123 West Georgia Medical Center, Inc. d/b/a Wellstar West Georgia Medical Center**

Wellstar West Georgia Medical Center Development of MOB

**Request received:** 5/19/2022

**Contact Person:** James Satcher

**Determination:** Pending

**DET2022124 Emory University d/b/a Emory University Hospital Smyrna**

Update CON-Exempt Hospital Facility Infrastructure

**Request received:** 5/20/2022

**Contact Person:** Shannon Kowall

**Determination:** Pending

**DET2022125 Eye Consultants of Atlanta, LLC**

Surgery Center Name Change

**Request received:** 5/20/2022

**Contact Person:** Scott Ferguson

**Determination:** Pending

**DET2022126 American Health Imaging of Georgia, LLC (Baxter St, Athens)**

Replacement of CON-Approved MRI

**Request received:** 5/20/2022

**Contact Person:** Dan Balentine

**Determination:** Pending

**DET2022127 DeKalb Medical Center, Inc. d/b/a Emory Decatur Hospital**

Replacement of CON-Authorized Endovascular Lab Equipment

**Request received:** 5/24/2022

**Contact Person:** Jennifer Schuck

**Determination:** Pending

**DET2022129 PruittHealth Home Health - South Atlanta, Inc.**

Acquisition of Home Health Agency and Preservation of CON

**Request received:** 6/2/2022

**Contact Person:** Alex Foster

**Determination:** Pending

**DET2022130 Fayette Community Hospital, Inc. d/b/a Piedmont Fayette Hospital**

Capital Expenditure for CV Services Expansion

**Request received:** 6/2/2022

**Contact Person:** Christine MacEwen

**Determination:** Pending

**DET2022131 Fayette Community Hospital, Inc. dba Piedmont Fayette Hospital**

Replacement of CON-Exempt Cardiac Cath Equipment

**Request received:** 6/2/2022

**Contact Person:** Christine MacEwen

**Determination:** Pending

**DET2022132 Eastside Medical Center, LLC d/b/a Piedmont Eastside Medical Center**

Relocation of Cardiac Rehab

**Request received:** 6/6/2022

**Contact Person:** Christine MacEwen

**Determination:** Pending

## **Requests for Extended Implementation/Effective Period**

**2019037 Vision Imaging Center**

Development of a Freestanding Advanced Diagnostic Imaging Center or DTRC

Request to Extend Performance Period

**Site:** 2484 East Pinetree Blvd, Thomasville (Thomas)

**Project Approved:** 2/25/2020

**Request Received:** 5/4/2022

**Contact:** Leon F. Lynn, Project Architect (229-226-1821)

**Approved Cost:** \$3,861,894.32  
**Determination:** Approved, 5/23/2022

**Extended Mandatory Completion:** April 30, 2023

**2020007 Southeast Georgia Health Services, LLC d/b/a Memorial Satilla Health**

Relocation and Renovation of Space for Inpatient Behavioral Health Service

Request to Extend Completion Date

**Site:** 2500 Satilla Parkway, Waycross (Ware)

**Project Approved:** 6/17/2020

**Request Received:** 5/18/2022

**Contact:** Chris Kovacs, Chief Operating Officer (912-287-2501)

**Approved Cost:** \$5,993,976

**Determination:** Approved, 5/23/2022

**Extended Mandatory Completion:** December 17, 2022

**2016019 Emory University d/b/a Emory University Hospital Smyrna**

Renovation & Upgrade to Current Hospital Facilities

Request to Extend Performance Period

**Site:** 3949 South Cobb Drive, Smyrna (Cobb)

**Project Approved:** 8/4/2016

**Request Received:** 5/27/2022

**Contact:** Shannon Kowall, Sr. Manager, Business Development (404-686-7288)

**Approved Cost:** \$33,830,003

**Determination:** Pending

## **Need Projection Analyses Posted 3/28/2022**

### **Current Status of Official Office of Health Planning Need Projection Analyses and Other Data Resources**

#### [Need Projections and Maps for CON Regulated Services](#)

2026 Non-Special MRT Need Projection – Posted 12/27/2021

2026 PET Need Projection – Posted 12/27/2021

2026 Ambulatory Surgical Services Need Projection by HPA– Posted 3/28/2022

2026 Inpatient Physical Rehabilitation Need Projections – Posted 3/28/2022

2026 Neonatal Intermediate Care Bed Need Projection – Posted 3/28/2022

2026 Neonatal Intensive Care Bed Need Projection – Posted 3/28/2022

2026 Obstetric Services Bed Need Projection – Posted 3/28/2022

2024 Nursing Home Bed Need Projection – Posted 3/28/2022

2024 Home Health Agency Services Need Projection - Posted 3/28/2022

#### [Non-Batched Need Projections](#)

2027 Long Term Care Hospital Beds - 5/4/2022

Note: Short Stay Hospital Bed Need Projections are facility-specific and completed by DCH on an ad hoc basis upon request.

## **Non-Filed or Incomplete Office of Health Planning Facility Surveys**

Required Annual Surveys are available to individual facilities for completion and submission to the Department at [www.georgiahealthdata.info](http://www.georgiahealthdata.info).

# Indigent and Charity Care Shortfalls

## Facilities with Indigent and Charity Care Commitment Shortfalls for Most Recent 3 Years (Commitment status as of (6/7/2022))

Facility Name	County	Year	Shortfall Due	Service
Apex Medical Surgery Center, LLC	Troup	2020	11,890.18	Ambulatory Surgery Center
ASC of Georgia Dermatologic Surgery Centers, LLC	FULTON	2018	6,924.20	Ambulatory Surgery Center
ASC of Georgia Dermatologic Surgery Centers, LLC	FULTON	2020	20,921.12	Ambulatory Surgery Center
Asuch Surgery Center	Cobb	2018	6,963.30	Ambulatory Surgery Center
Brookstone Ambulatory Surgery Center	Muscogee	2018	24,770.12	Ambulatory Surgery Center
Brookstone Ambulatory Surgery Center	Muscogee	2019	17,302.68	Ambulatory Surgery Center
Brookstone Ambulatory Surgery Center	Muscogee	2020	17,170.24	Ambulatory Surgery Center
Center For Spine And Pain Medicine, PC	Hall	2018	101,669.68	Ambulatory Surgery Center
Chatham Orthopaedic Surgery Center	Chatham	2018	23,869.26	Ambulatory Surgery Center
Cobblestone Surgery Center, Inc	Cobb	2020	5,803.60	Ambulatory Surgery Center
Foot & Ankle Surgery Ctr, Llc, The	MUSCOGEE	2018	6,322.74	Ambulatory Surgery Center
G.I. Endoscopy Center	CLAYTON	2018	27,806.73	Ambulatory Surgery Center
GA Urology, PA Cobb Ambulatory Surgery Center	Cobb	2018	15,443.22	Ambulatory Surgery Center
GA Urology, PA Cobb Ambulatory Surgery Center	Cobb	2019	11,678.86	Ambulatory Surgery Center
Gastro Specialists Endoscopy Center, LLC	DEKALB	2020	10,043.62	Ambulatory Surgery Center
Georgia Interventional Pain	Gwinnett	2018	61,218.12	Ambulatory Surgery Center
Georgia Urology Ambulatory Surgery Ctr Alpharetta	Forsyth	2018	17,314.92	Ambulatory Surgery Center
Georgia Urology Ambulatory Surgery Ctr Alpharetta	Forsyth	2019	18,706.26	Ambulatory Surgery Center
Northwest Ga Orthopaedic Sc	COBB	2018	654,446.86	Ambulatory Surgery Center
Piedmont Surgery Center	BIBB	2018	75.49	Ambulatory Surgery Center
Piedmont Surgery Center	BIBB	2020	21,481.58	Ambulatory Surgery Center
Ponce De Leon Surgery Center, LLC	Fulton	2018	52.82	Ambulatory Surgery Center
Premier Ambulatory Surgical Center, LLC	Cobb	2018	6,380.46	Ambulatory Surgery Center
Roswell Pain Surgical Center, LLC	Cobb	2018	38.20	Ambulatory Surgery Center
Roswell Pain Surgical Center, LLC	Cobb	2020	128.00	Ambulatory Surgery Center
*Roswell Surgery Center, L.I.c.	FULTON	2018	455,609.14	Ambulatory Surgery Center
*Roswell Surgery Center, L.I.c.	FULTON	2020	171,754.68	Ambulatory Surgery Center
Salubrious ASC	Cherokee	2020	6,847.78	Ambulatory Surgery Center
Southern Orthopaedic Surg Ctr Of Fayetteville, LLC	FAYETTE	2018	39,575.36	Ambulatory Surgery Center
Southern Orthopaedic Surg Ctr Of Fayetteville, LLC	FAYETTE	2020	274,795.72	Ambulatory Surgery Center
Stephen Lober Plastic Surgery	Clarke	2019	6,747.60	Ambulatory Surgery Center
Surgery Center at Cypress Pointe, LLC	Tift	2018	28,384.44	Ambulatory Surgery Center
Surgery Center of Atlanta	Fulton	2019	738,231.35	Ambulatory Surgery Center
Surgery Center of Atlanta	Fulton	2020	574,770.90	Ambulatory Surgery Center
The Graivier Center	FULTON	2020	11,457.50	Ambulatory Surgery Center
Thomas Eye Surgery Center	FULTON	2018	284,219.98	Ambulatory Surgery Center
White Oak Surgery Center	Coweta	2020	218,149.28	Ambulatory Surgery Center
Windward Surgery Center LLC	FULTON	2019	2,096.78	Ambulatory Surgery Center
Charlton Visiting Nurses Services	Brantley	2018	13,509.80	Home Health Agency
Charlton Visiting Nurses Services	Brantley	2019	9,100.02	Home Health Agency
Charlton Visiting Nurses Services	Brantley	2020	10,750.67	Home Health Agency
Guardian Home Care of Central Georgia	Oconee	2018	14,005.19	Home Health Agency
Guardian Home Care of Central Georgia	Oconee	2019	36,925.98	Home Health Agency
Guardian Home Care of Central Georgia	Oconee	2020	37,167.55	Home Health Agency
Guardian Home Care of Northeast Georgia, LLC	Hall	2018	65,355.87	Home Health Agency
Guardian Home Care of Northeast Georgia, LLC	Hall	2019	87,009.07	Home Health Agency
Guardian Home Care of Northeast Georgia, LLC	Hall	2020	95,776.95	Home Health Agency
Guardian Home Care, LLC	Fulton	2018	214,201.47	Home Health Agency
Guardian Home Care, LLC	Fulton	2019	250,997.91	Home Health Agency

Guardian Home Care, LLC	Fulton	2020	170,668.38	Home Health Agency
Piedmont Home Health	Clarke	2019	84,390.28	Home Health Agency
Pruitt Home Health - Cumming	Forsyth	2020	14,453.66	Home Health Agency
Pruitthealth Home Health - Atlanta	Gwinnett	2020	30,141.87	Home Health Agency
Pruitthealth Home Health - Gainesville	Hall	2020	51,656.79	Home Health Agency
Central Georgia PET, LLC	Bibb	2019	5,983.45	PET Services
Piedmont Henry Radiation Oncology at Riverdale, LLC	Clayton	2019	481,172.16	Radiation Therapy
The Georgia Center for Total Cancer Care at Cowles Clinic	Greene	2018	37,182.24	Radiation Therapy

Notes: The provisions of the Provider Payment Act of 2010 exempt eligible hospitals from being required to pay shortfalls associated with CON indigent and charity care commitments while the Act is in force. Critical Access Hospitals, Psychiatric Hospitals, and State-owned hospitals are exempt from the PPA so must still pay shortfalls associated with CON commitments. If an administrative hearing has been requested to dispute a shortfall pursuant to the provisions of the Administrative Procedure Act. O.C.G.A. § 50-13-1 et seq., information will be provided at <https://dch.georgia.gov/meetings-notice> as it becomes available.

## ***NEW CERTIFICATE OF NEED FILING REQUIREMENTS***

Effective June 17, 2022, the updated Georgia CON Application Form, available at <https://dch.georgia.gov/con-applications-and-forms>, must be used to submit a request for a Certificate of Need.

### **Letters of Intent**

O.C.G.A. 31-6-40(b) provides that:

Any person proposing to develop or offer a new institutional health service or health care facility shall, before commencing such activity, submit a letter of intent and an application to the department and obtain a certificate of need in the manner provided in this chapter unless such activity is excluded from the scope of this chapter.

O.C.G.A. 31-6-43(a) further provides that:

At least 30 days prior to submitting an application for a certificate of need for clinical health services, a person shall submit a letter of intent to the department. The department shall provide by rule a process for submitting letters of intent and a mechanism by which applications may be filed to compete with and be reviewed comparatively with proposals described in submitted letters of intent.

All parties interested in applying for a certificate of need for new institutional health services  
**MUST NOTIFY THE DEPARTMENT 30 DAYS PRIOR TO FILING AN APPLICATION**  
of their intent to do so. This notice must be in writing and must contain the following information:

- Name and address of legal applicant;
- Person to whom inquiries may be addressed;
- Name, address of facility, if different from legal applicant;
- Proposed Project Site Location;
- Brief summary description of proposal;
- Proposed service area; and,
- Cost of the project.

The Department will not accept any letters of intent submitted by either telephone, facsimile or e-mail pursuant to Rule 111-2-2-.06(5). **In-person filings are no longer accepted.**

All forms must be submitted electronically through the Department's website at <https://dch.georgia.gov/office-health-planning-applications-and-requests-forms-0>.

Note: No CON application will be accepted without a previously filed Letter of Intent. The CON application must be submitted no later than 30 days after the Letter of Intent has been received by the Department.

### **Instructions for Organization of Appendices**

**Appendices** in the application must be separated by **dividing sheets** upon submission to the Office of Health Planning.

For Appendices with multiple documents, each document in that specific appendix must be separated by a **light-colored** dividing sheet containing the name of the document which follows the dividing sheet.

These instructions are listed on Page iv of the CON application form. Compliance with these instructions is required pursuant to Rule 111-2-2-.06(2).

### **Determining Completeness**

Please note the completeness requirements for all applications may be found at Rule 111-2-2-.06(5). Expired, deficient, or invalid information will not be accepted as documentation for the purposes of deeming an application complete.

## Batching Review

The below reviewable CON services are grouped for review into quarterly Batching Cycles. These services and the Batching Cycles are as follows:

	Batched Service	Batching Notice	Letter of Intent	Application Deadline
FALL	Home Health, Skilled Nursing Facilities, Intermediate Care Facilities, Perinatal Service, Inpatient Rehabilitation, Ambulatory Surgery, Obstetrical Services	September	October	November
WINTER	PET, Mega Voltage Radiation Therapy, Pediatric Cath/Open Heart, Adult Open Heart, Psych/Substance Abuse, Birthing Centers	December	January	February
SPRING	Home Health, Skilled Nursing Facilities, Intermediate Care Facilities, Perinatal Service, Inpatient Rehabilitation, Ambulatory Surgery, Obstetrical Services	March	April	May
SUMMER	PET, Mega Voltage Radiation Therapy, Pediatric Cath/Open Heart, Adult Open Heart, Psych/Substance Abuse, Birthing Centers	June	July	August

### Batching Notifications— *Posted 3/28/2022 on DCH Website* Spring Batching Review Cycle Notifications

The requirements for Letters of Intent associated with designated Batching Cycles will be issued at the time of publication of the Batching Notice.

**Letters of Intent** for services, facilities, or expenditures for which there is no specified batching cycle, or other applicable rule, may be filed at any time.

[Home Health](#)

[Ambulatory Surgery](#)

[Neonatal Intensive Care](#)

[Neonatal Intermediate Care](#)

[Skilled Nursing Facilities/Intermediate Care Facilities](#)

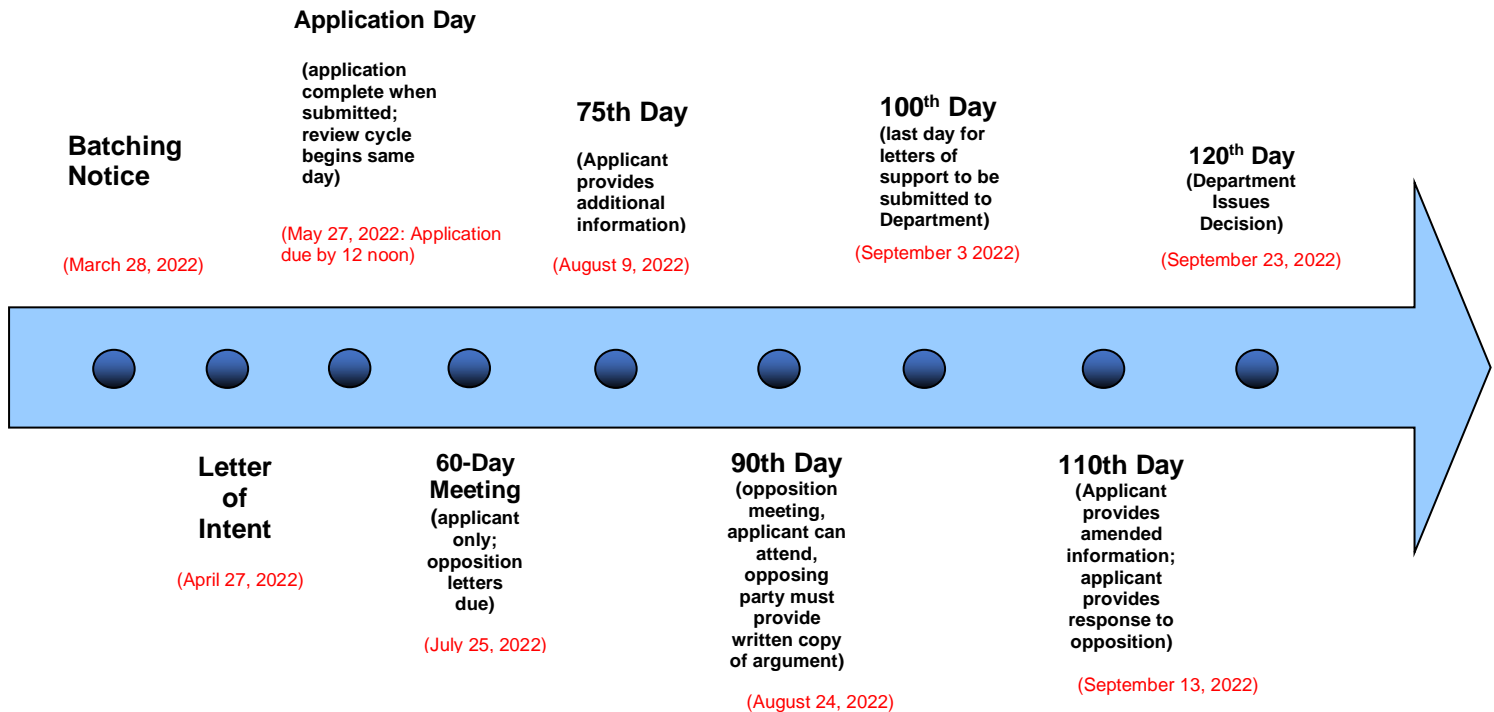
[Obstetrical Services](#)

[Inpatient Rehabilitation](#)

Need Projections can be found on the ["OHP Need Projections" Page](#)

## BATCHED APPLICATIONS: SEQUENCE OF CERTIFICATE OF NEED APPLICATION REVIEW ACTIVITIES

### SPRING CYCLE

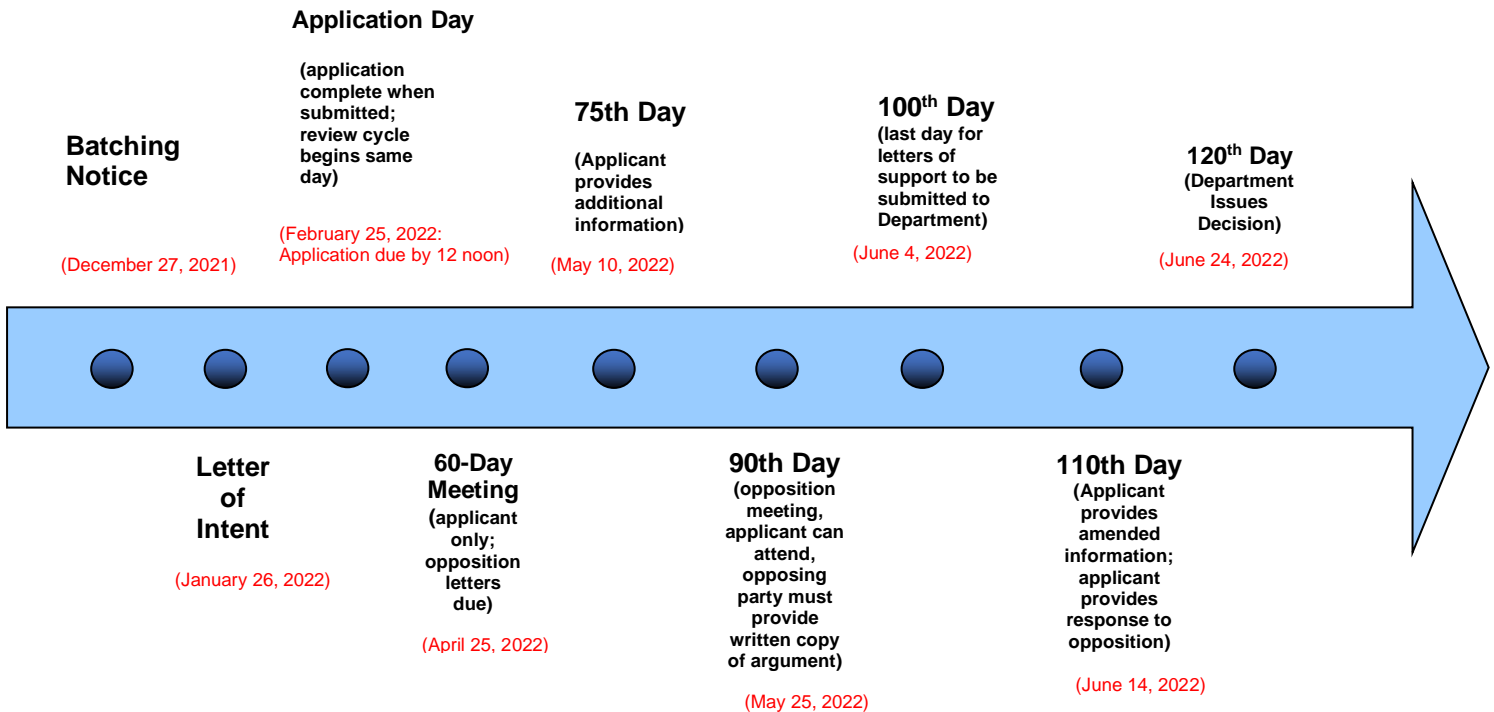


- ▶ Batching Notice issued 30 days before Letter of Intent Due
- ▶ Letter of Intent received by Department 30 days before application is submitted
- ▶ Applications submitted; deemed complete; review cycle begins
- ▶ 60-Day meeting (applicant only); deadline for receipt of opposition letter(s)
- ▶ 75<sup>th</sup> day – applicant provides additional information
- ▶ 90<sup>th</sup> day – Opposition Meeting(s) scheduled; applicant can be in attendance; opposing parties must submit the written statement of opposition arguments presented to the Department via the online web portal and provide a copy to the applicant; presentation time will be limited; Department reserves right to make additional inquiries subsequent to 60-day meeting and following opposition meeting
- ▶ 100<sup>th</sup> day Last day for letters of support to be submitted to the Department
- ▶ 110<sup>th</sup> day Applicant deadline for submitting amended information; applicant deadline for providing written response to opposition due to Department; applicant deadline for providing written response to Department’s inquiries subsequent to opposition meeting
- ▶ 120<sup>th</sup> day Decision issued (No discretion to extend)



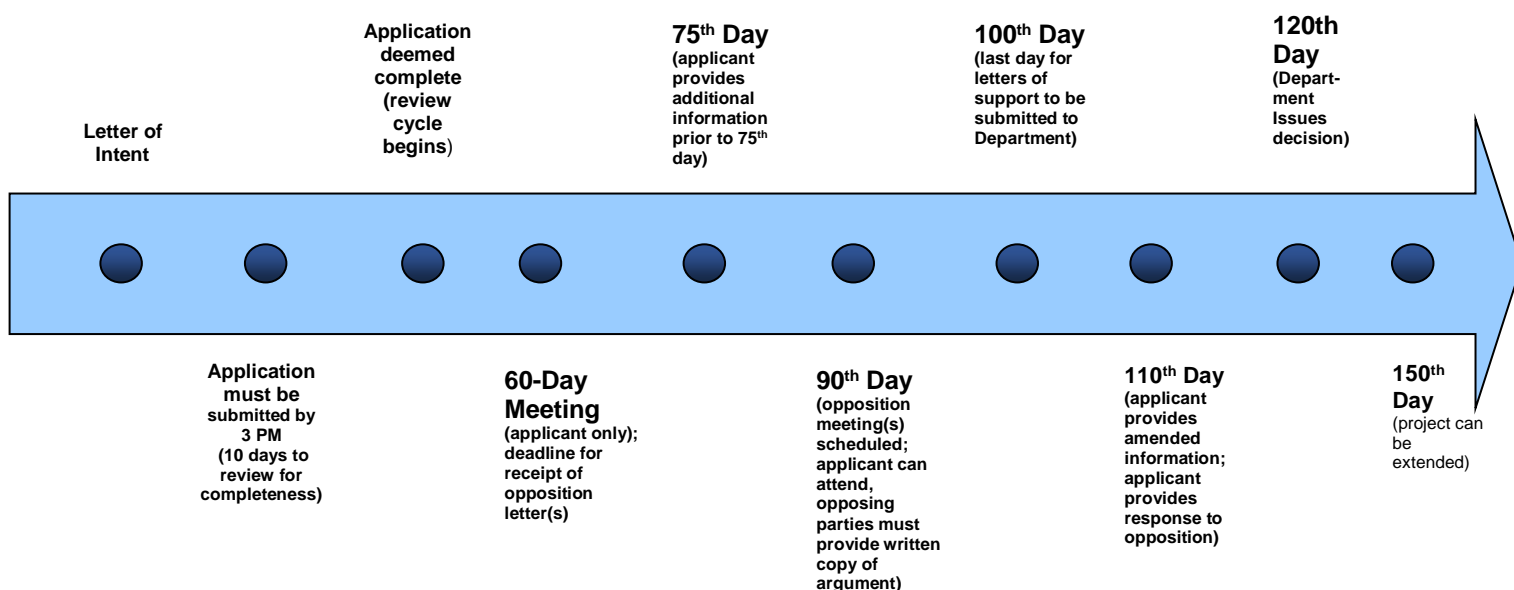
## BATCHED APPLICATIONS: SEQUENCE OF CERTIFICATE OF NEED APPLICATION REVIEW ACTIVITIES

### WINTER CYCLE



- ▶ Batching Notice issued 30 days before Letter of Intent Due
- ▶ Letter of Intent received by Department 30 days before application is submitted
- ▶ Applications submitted; deemed complete; review cycle begins
- ▶ 60-Day meeting (applicant only); deadline for receipt of opposition letter(s)
- ▶ 75<sup>th</sup> day – applicant provides additional information
- ▶ 90<sup>th</sup> day – Opposition Meeting(s) scheduled; applicant can be in attendance; opposing parties must submit the written statement of opposition arguments presented to the Department via the online web portal and provide a copy to the applicant; presentation time will be limited; Department reserves right to make additional inquiries subsequent to 60-day meeting and following opposition meeting
- ▶ 100<sup>th</sup> day Last day for letters of support to be submitted to the Department
- ▶ 110<sup>th</sup> day Applicant deadline for submitting amended information; applicant deadline for providing written response to opposition due to Department; applicant deadline for providing written response to Department’s inquiries subsequent to opposition meeting
- ▶ 120<sup>th</sup> day Decision issued (No discretion to extend)

## NON-BATCHED APPLICATIONS: SEQUENCE OF CERTIFICATE OF NEED APPLICATION REVIEW ACTIVITIES



- ▶ Letter of Intent received by Department 30 days before application is submitted
- ▶ Application submitted (10 working days to review for completeness). Applications submitted after 3:00 PM will be considered received on the next business day.
- ▶ Application deemed complete; 120-day review cycle begins
- ▶ 60-day meeting (applicant only); deadline for receipt of opposition letter(s)
- ▶ 75<sup>th</sup> day - applicant provides additional information prior to 75<sup>th</sup> day
- ▶ 90<sup>th</sup> day – Opposition Meeting(s) scheduled; applicant can be in attendance; opposing parties must submit the written statement of opposition arguments presented to the Department via the online web portal and provide a copy to the applicant; presentation time will be limited; Department reserves right to make additional inquiries subsequent to 60-day meeting and following opposition meeting
- ▶ 100<sup>th</sup> day Last day for letters of support to be submitted to the Department
- ▶ 110<sup>th</sup> day Applicant deadline for submitting amended information; applicant deadline for providing written response to opposition; applicant deadline for providing written response to Department's inquiries subsequent to opposition meeting
- ▶ 120<sup>th</sup> day Decision issued (Department has discretion to extend to 150<sup>th</sup> day)

## Office of Health Planning Contact Information

Karesha Laing, Interim Executive Director, Office of Health Planning,  
Georgia Department of Community Health, 2 Peachtree St., N.W., 5th Floor, Atlanta, GA 30303,  
([klaing@dch.ga.gov](mailto:klaing@dch.ga.gov))

For questions concerning pending Certificate of Need applications please contact Bruce  
Henderson, Senior Reviewer  
([bhenderson@dch.ga.gov](mailto:bhenderson@dch.ga.gov))

For questions concerning Health Planning surveys and indigent and charity care commitment  
Shortfalls please contact Steve Cappel, Data Manager  
([steve.cappel@dch.ga.gov](mailto:steve.cappel@dch.ga.gov))

For all other questions or inquiries, please email [OHP.Help@dch.ga.gov](mailto:OHP.Help@dch.ga.gov).

## Letters of Determination

The Department will require that a determination request be submitted for any proposed activity that may be exempt under O.C.G.A. § 31-6-1 et seq. Such requests will be accepted only on the Department's form with the required filing fee of \$250.00. Requests for confirmation of the exemption for equipment below the threshold will be accepted only on the applicable form and will also require a \$250.00 filing fee. Note: Requests for confirmation of the exemptions for a single specialty ambulatory surgical center or a joint venture ambulatory surgical center below the threshold require a \$250.00 filing fee.

## Requirements for Verification of Lawful Presence within the United States

The Department will no longer require information relating to this topic for Certificate of Need applications.

## Periodic Reporting Requirements

From June 1, 2016 until September 15, 2016, the Department, through the Office of Health Planning, permitted facilities an opportunity to complete outstanding surveys in order to become compliant. Facilities not in compliance after the September deadline received a Notification of Deficiencies which included details regarding the outstanding surveys, where surveys could be completed, and contact information for the Department. To confirm whether your facility has an outstanding survey please contact Steve Cappel, Data Manager, at [steve.cappel@dch.ga.gov](mailto:steve.cappel@dch.ga.gov). To complete a survey, please visit [www.georgiahealthdata.info](http://www.georgiahealthdata.info).

**CON Thresholds** become effective annually on July 1. The current and effective thresholds can be found on the CON Thresholds page: <http://dch.georgia.gov/con-thresholds>.

## Special Note

The [Letters of Intent](#) section of the Tracking and Appeals Report provides the date on which the CON Application must be submitted for each potential project. If the CON application is not received on that date, the associated Letter of Intent is considered expired.

Please do not submit Letters of Opposition or Letters of Support prior to the Department's receipt of an actual Certificate of Need application.

## Open Record Requests

Requests for documents or other information can be obtained using the Open Record Request form found at the following:

<https://dch.georgia.gov/divisionsoffices/office-health-planning/certificate-need-con>

The ORR Form found there should be emailed to [HealthPlanningInfo@dch.ga.gov](mailto:HealthPlanningInfo@dch.ga.gov)

## Web Links

Please access copies of available Health Planning decisions and documents at the following web address:

<https://weblink.dch.georgia.gov/WebLink8/Browse.aspx?startid=63&dbid=1>

Please also visit <https://forms.dch.georgia.gov/HFRD/> for healthcare facility and reporting information.

## LNR Conversion

As of June 1, 2016, absent the proposed undertaking of a reviewable action necessitating prior CON review and approval, the Department will no longer engage in CON review of facilities in possession of an LNR.

## DET Review

Pursuant to the Department's adoption of the Facility Guidelines Institute 2018 physical plant updates on April 15, 2018, effective August 1, 2018, the Office of Health Planning will no longer engage in the review or issuance of letters of determination regarding the applicability of the CON laws to those freestanding facilities seeking to perform procedures outside of either an operating room environment or a dedicated non-sterile endoscopy room as they categorically do not meet the definition of a reviewable ambulatory surgical or obstetrical facility.

## DET-ASC Requests

**Effective March 14, 2022**, the Ambulatory Surgical Center Determination Form available at <https://dch.georgia.gov/con-applications-and-forms> must be used to submit a request for a letter of determination for the establishment of an ambulatory surgical center (DET-ASC, formerly request for letter of non-reviewability for establishment of an ambulatory surgical center (LNR-ASC)).

### **CERTIFICATE OF NEED APPEAL PANEL**

Appointed by Governor Brian Kemp

William C. Joy  
(Reappointed on January 28, 2021)

Daniel Wright McLeod  
(Chair, appointed on November 23, 2020)

William Dennis (Trey) Taylor III  
(Appointed on November 23, 2020)

David C. Will  
(Appointed on May 17, 2021)

**IMPORTANT NOTICE RELATED TO EXECUTIVE ORDER NO. 03.20.20.02, NO. 07.22.21.02 and NO. 09.20.21.02**

The State of Emergency expired on April 15, 2022. If you received approval to temporarily suspend a provision of O.C.G.A. § 31-6-40 pursuant to State of Georgia Executive Order 03.20.20.02, 07.22.21.02, or 09.20.21.02 (or any renewals thereafter), you have ninety (90) days from the expiration of the State of Emergency to cease all services approved under this provision. By July 14, 2022, your facility must comply with the following:

- Return to the approved and documented CON authorizations in place prior to the State of Emergency.
- Complete and submit the COVID-19 Certificate of Need Suspension Final Report Form. The form must be submitted electronically and is available here: <https://dch.georgia.gov/divisionsoffices/office-health-planning/covid-19-con-suspension-final-report-form>

Thank you for your efforts to ensure access to health care services during the COVID-19 State of Emergency.

**IMPORTANT NOTICE RELATED TO ELECTRONIC FILINGS**

Effective March 31, 2022, all *Office of Health Planning* applications and requests must be submitted electronically through our web portal. We are no longer accepting in-person filings. If you need to submit a document for which a web form is currently unavailable, please timely mail your submission to:

**Department of Community Health  
Office of Health Planning  
2 Peachtree Street, N.W., 5th Floor  
Atlanta, GA 30303**

The web portal may be accessed here: <https://dch.georgia.gov/office-health-planning-applications-and-requests-forms-0>

**IMPORTANT NOTICE RELATED TO RECENTLY ADOPTED RULES**

The following rules have been adopted by the Board of Community Health and implemented by the Georgia Secretary of State, effective March 31, 2022.

111-2-1-.01 Definitions  
111-2-1-.02 Health Planning Functions of the Department

The above may be accessed here: <https://dch.georgia.gov/document/document/final-health-planning-administration-111-2-1-rules-sos/download>

The following rules have been adopted by the Board of Community Health and implemented by the Georgia Secretary of State, effective March 31, 2022.

111-2-2-.01 Definitions  
111-2-2-.02 Nature of Certificate of Need  
111-2-2-.03 Exemptions from Review

111-2-2-.04 Periodic Reports  
 111-2-2-.05 Enforcement  
 111-2-2-.06 Application for Certificate of Need  
 111-2-2-.07 Review Procedures  
 111-2-2-.08 Alternative Application and Review Procedures  
 111-2-2-.09 General Review Considerations  
 111-2-2-.10 Determinations  
 111-2-2-.11 Service-Specific Review Considerations Generally  
 111-2-2-.12 Reserved  
 111-2-2-.13 Reserved  
 111-2-2-.14 Reserved  
 111-2-2-.15 Reserved  
 111-2-2-.16 Reserved  
 111-2-2-.17 Reserved  
 111-2-2-.18 Reserved  
 111-2-2-.19 Reserved  
 111-2-2-.20 Specific Review Considerations for Short-Stay General Hospital Beds  
 111-2-2-.21 Specific Review Considerations for Adult Cardiac Catheterization Services  
 111-2-2-.22 Specific Review Considerations for Adult Open Heart Surgery Services  
 111-2-2-.23 Specific Review Considerations for Pediatric Cardiac Catheterization and Open  
 Heart Surgery  
 111-2-2-.24 Specific Review Considerations for Perinatal Services  
 111-2-2-.25 Specific Review Considerations for Freestanding Birthing Centers  
 111-2-2-.26 Specific Review Considerations for Psychiatric and Substance Abuse Inpatient  
 Programs  
 111-2-2-.27 Reserved  
 111-2-2-.28 Reserved  
 111-2-2-.29 Reserved  
 111-2-2-.30 Specific Review Considerations for Skilled Nursing and Intermediate Care Facilities  
 111-2-2-.31 Specific Review Considerations for Personal Care Homes  
 111-2-2-.32 Specific Review Considerations for Home Health Services  
 111-2-2-.33 Specific Review Considerations for Life Plan Community (LPC) Sheltered Nursing  
 Facilities  
 111-2-2-.34 Specific Review Considerations for Traumatic Brain Injury  
 111-2-2-.35 Specific Review Considerations for Comprehensive Inpatient Physical  
 Rehabilitation Services  
 111-2-2-.36 Specific Review Considerations for Long Term Care Hospitals  
 111-2-2-.37 Reserved  
 111-2-2-.38 Reserved  
 111-2-2-.39 Reserved  
 111-2-2-.40 Specific Review Considerations for Ambulatory Surgery Services  
 111-2-2-.41 Specific Review Considerations for Positron Emission Tomography Units  
 111-2-2-.42 Specific Review Considerations for MegaVoltage Radiation Therapy Services/Units  
 111-2-2-.43 Repealed

The above may be accessed here: <https://dch.georgia.gov/document/document/health-planning-certificate-need-111-2-2-rules-final-adoption-rev-v2/download>